

FILING FOR WATER IN THE STATE OF UTAH

Receipt by: #1499
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Receipt # 18-00163

APPLICATION TO APPROPRIATE WATER

For the purpose of acquiring the right to use a portion of the unappropriated water of the State of Utah, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements to Title 73, Chapter 3 of the Utah Code Annotated (1953, as amended).

*WATER RIGHT NO. 41 - 3747

*APPLICATION NO. A 81080

1. *PRIORITY OF RIGHT: _____

*FILING DATE: _____

2. OWNER INFORMATION

County Tax ID _____

Name(s) Water Horse Resources, LLC

Interest: 100 %

Address: 1436 West Oak Street

City: Fort Collins

State: Colorado

Zip Code: 80521

Phone Number _____

Is the land owned by the applicant? Yes _____ No X (If "No", please explain in EXPLANATORY section)

3. QUANTITY OF WATER: 76 cfs and/or 55,000 ac-ft.

4. SOURCE: Green River DRAINAGE: _____

which is tributary to _____

which is tributary to _____

POINT(S) OF DIVERSION: _____ COUNTY: Daggett

See Attachment A

Description of Diverting Works: Pumping Station

COMMON DESCRIPTION: _____

5. POINT(S) OF REDIVERSION

The water will be rediverted from N/A at a point: _____

Description of Diverting Works: _____

6. POINT(S) OF RETURN

The water will be returned to the natural stream/source at a point(s): N/A

7. STORAGE

Reservoir Name: N/A Storage Period: from _____ to _____

Capacity: _____ ac-ft. Inundated Area: _____ acres.

Height of dam: _____ feet

Legal description of inundated area by 40 acre tract(s): _____

*These items are to be completed by the Division of Water Rights

RECEIVED

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WATER RIGHTS
SALT LAKE

Appropriate

41-3747 A81080

8. List any other water rights which will supplement this application *N/A*

9. NATURE AND PERIOD OF USE

Irrigation:	From 4/1	to 10/31
Stockwatering:	From 1/1	to 12/31
Domestic:	From 1/1	to 12/31
Municipal:	From 1/1	to 12/31
Mining:	From 1/1	to 12/31
Power:	From 1/1	to 12/31
Other:	From 1/1	to 12/31

10. PURPOSE AND EXTENT OF USE

Irrigation: TBD acres. Sole supply of _____ acres.
Stockwatering (number and kind): TBD
Domestic: See Explanatory _____ Families.
Municipal (name): TBD
Mining: TBD Mining District in the _____ Mine.
Ores mined: _____
Power Plant name: Undetermined Type: Hydroelectric Capacity: Undetermined
Other (describe): Commercial, Industrial

11. PLACE OF USE

Legal description of place of use by 40 acre tract(s):
See Attachment A

12. EXPLANATORY

The following is set forth to define more clearly the full purpose of this application. (Use additional pages of the same size if necessary):
See Attachment A

The applicant(s) hereby acknowledges that he/she/they are citizen(s) of the United States of America or intends to become such a citizen(s). The quantity of water sought to be appropriated is limited to that which can be beneficially used for the purposes herein described. The undersigned hereby acknowledges that even though he/she/they may have been assisted in the preparation of the above-numbered application through the courtesy of the employees of the Division of Water Rights, all responsibility for the accuracy of the information contained herein, including maps and other documents attached, at the time of filing, rests with the applicant(s).

Signature of Applicant(s)*

*If applicant is a corporation or other organization, signature must be the name of such corporation or organization by its authorized agent, or in the name of the partnership by one of the partners.

Aaron P. Million
Authorized Agent (please print)
Authorized Agent (signature)
1/2/2018

Attachment A
to
Water Right Export Application
(Application to Appropriate Form)

Regional Watershed Supply Project – Green River Pipeline

Applicant: **Water Horse Resources, LLC**
 Attn. Aaron P. Million, Managing Member
 1436 West Oak Street
 Ft. Collins, Colorado 80521

Agent: **Stoel Rives LLP**
 Attn: Richard R. Hall
 201 S. Main St., Suite 1100
 Salt Lake City, Utah 84111

4. **POINTS OF DIVERSION**

POD #1 – 1,020 feet north, 1,390 feet east from the Southwest corner of the NWSW (Lot 11) of Section 31, Township 2 North, Range 25 East, SLBM

POD #2 – 615 feet north, 1,675 feet east from the Southwest corner of the NWSW (Lot 11) of Section 31, Township 2 North, Range 25 East, SLBM

Both points of diversion are located on public lands administered by the U.S. Bureau of Land Management (“**BLM**”). The applicant will pursue a right-of-way authorization from the BLM for the points of diversion. This authorization will be secured in connection with the authorization for the pipeline extending from the points of diversion at the Green River to the place of use along the Colorado Front Range.

11. **PLACE OF USE**

The water to be appropriated under the water export application will be used to provide irrigation, stockwatering domestic, commercial, municipal, mining and industrial water supplies to users along the Colorado Front Range Corridor. The specific places of uses are described and depicted on the pages that follow.

The place of use will also include an inline hydroelectric energy facility to be constructed along the pipeline corridor (likely in Wyoming). The location of the hydroelectric energy facility will be determined at a later date following additional project design and engineering, at which time the applicant will supplement this application.

12. EXPLANATORY

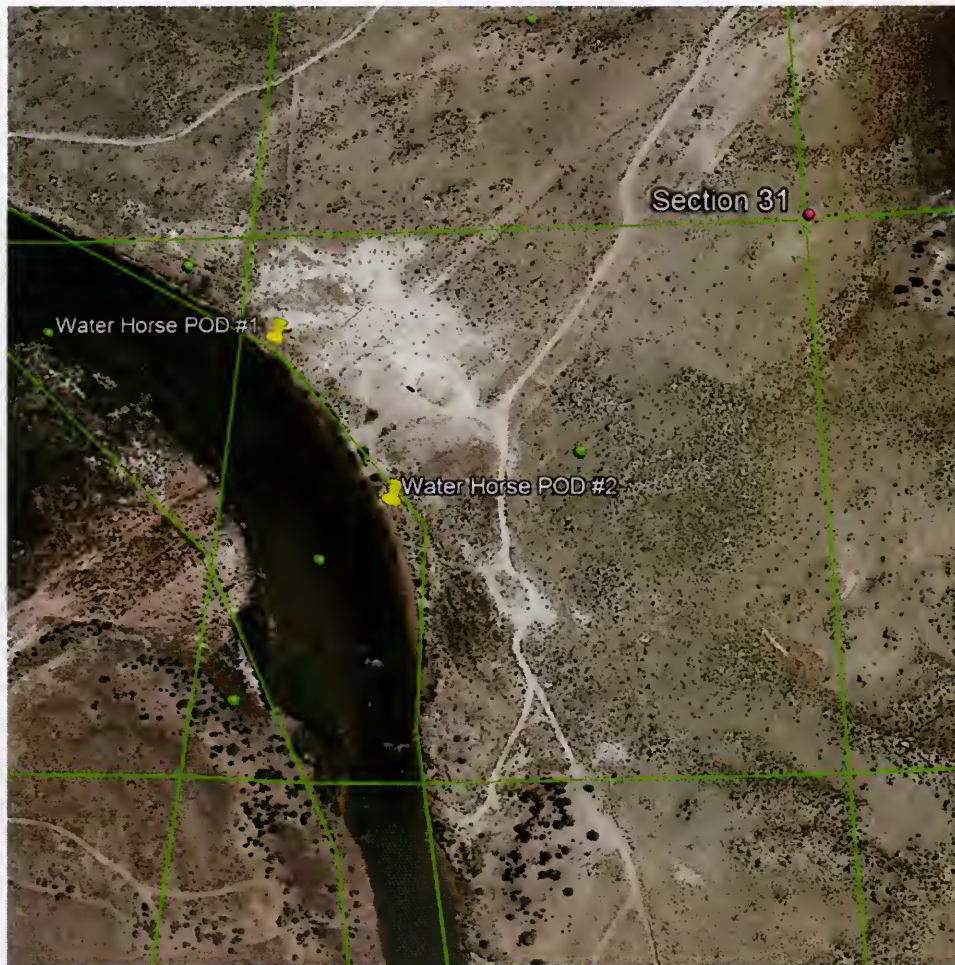
This water export application seeks approval pursuant to Utah Code Ann. § 73-3a-101 *et seq.* for the export of fifty-five thousand (55,000) acre feet of water (the “**Export Water**”) from two (2) points of diversion from the Green River near Browns Park within the state of Utah, as generally depicted on the accompanying maps and specifically identified under Section 4 of this application. The Export Water will be diverted, transported, conveyed to and beneficially used along the Front Range Urban Corridor within the state of Colorado for the purposes noted in Section 9 and within the area along the Front Range identified in Section 11 above.

The Export Water constitutes a withdrawal under the allocation apportioned to the state of Colorado under the 1922 Colorado River Compact and the 1948 Upper Colorado River Basin Compact (collectively, the “**Colorado River Compact**”). This application will authorize the points of diversion within the state of Utah and establish a priority date which will be relied upon for the purposes of water right administration, as and against all water rights making beneficial use of water allocated and apportioned to the state of Colorado.

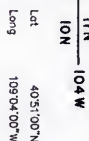
The applicant will demonstrate, during the application process, that the application complies with the requirements of Utah Code Ann. § 73-3a-108. There is sufficient water within the source (the Green River) to (1) meet the portion of the state of Colorado’s allocation under the Colorado River Compact attributable to this application, (2) meet Utah’s allocation and approved uses within the Green River drainage, and (3) provide sufficient flow to protect and assist in recovery of endangered fish populations and critical habitat. The application is consistent with Utah’s reasonable water conservation policies and objectives, and purpose and objectives of the Colorado River Compact and, therefore, should be approved.

Points of Diversion Maps:

Lot 9, Section 31, Township 2 North, Range 25 East, SLBM



See also attached.

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

FOR ORDERS AFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS WITHIN OR FOR CLASSIFICATION, MINERALS, WATER AND/OR OTHER PUBLIC PURPOSES, REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

Green River - U.S. District Court of Utah
 Decree - Non-navigable, U 0145127, 1/8/1965.

CURRENT TO		
2-22-2016	PV	VJ
	MTP, OG	

Pod #1 _____

Place of Use Legal Description and Maps:

Legal Description – 6th Principal Meridian, Colorado

TOWNSHIP 12 NORTH – RANGE 46 WEST

Sections 25, 26, 31-36

TOWNSHIP 12 NORTH – RANGE 45 WEST

Sections 19-36

TOWNSHIP 12 NORTH – RANGE 44 WEST

Sections 19-33

TOWNSHIP 12 NORTH – RANGE 43 WEST

Section 19

TOWNSHIP 11 NORTH – RANGE 51 WEST

Section 36

TOWNSHIP 11 NORTH – RANGE 50 WEST

Sections 22-28, 31-36

TOWNSHIP 11 NORTH – RANGE 49 WEST

Sections 8-36

TOWNSHIP 11 NORTH – RANGE 48 WEST

Sections 7, 14, 17-36

TOWNSHIP 11 NORTH – RANGE 47 WEST

Sections 1, 2, 9-17, 19-24, 26-33

TOWNSHIP 11 NORTH – RANGE 46 WEST

Sections 1-12, 14-20

TOWNSHIP 11 NORTH – RANGE 45 WEST

Sections 1-12

TOWNSHIP 11 NORTH – RANGE 44 WEST

Sections 4-7

TOWNSHIP 10 NORTH – RANGE 52 WEST

Sections 13, 14, 24-26, 34-36

TOWNSHIP 10 NORTH – RANGE 51 WEST

Sections 1, 4-36

TOWNSHIP 10 NORTH – RANGE 50 WEST
Sections 1-34

TOWNSHIP 10 NORTH – RANGE 49 WEST
Sections 1-24, 29, 30

TOWNSHIP 10 NORTH – RANGE 48 WEST
Sections 1-12, 15-21

TOWNSHIP 10 NORTH – RANGE 47 WEST
Section 6

TOWNSHIP 9 NORTH – RANGE 69 WEST
Section 36

TOWNSHIP 9 NORTH – RANGE 53 WEST
Sections 1-3, 11-14, 24

TOWNSHIP 9 NORTH – RANGE 52 WEST
Sections 1-36

TOWNSHIP 9 NORTH – RANGE 51 WEST
Sections 1-12, 14-22, 28-32

TOWNSHIP 9 NORTH – RANGE 50 WEST
Sections 4-8, 16

TOWNSHIP 8 NORTH – RANGE 69 WEST
Sections 1, 2, 11-15, 23-26, 34-36

TOWNSHIP 8 NORTH – RANGE 68 WEST
Sections 6-10, 15-22, 27-35

TOWNSHIP 8 NORTH – RANGE 53 WEST
Sections 1, 2, 11-14, 24-26, 35, 36

TOWNSHIP 8 NORTH – RANGE 52 WEST
Sections 1-23, 27-34

TOWNSHIP 8 NORTH – RANGE 51 WEST
Sections 5, 6

TOWNSHIP 7 NORTH – RANGE 69 WEST
Sections 1-3, 11-13, 32-34

TOWNSHIP 7 NORTH – RANGE 68 WEST

Sections 1-11, 13-18, 20-28, 33-36

TOWNSHIP 7 NORTH – RANGE 67 WEST

Sections 18-21, 23, 25-36

TOWNSHIP 7 NORTH – RANGE 66 WEST

Sections 14, 20, 22-36

TOWNSHIP 7 NORTH – RANGE 65 WEST

Sections 2, 3, 8-11, 14-36

TOWNSHIP 7 NORTH – RANGE 64 WEST

Sections 13, 19-21, 23-36

TOWNSHIP 7 NORTH – RANGE 63 WEST

Sections 30, 31

TOWNSHIP 7 NORTH – RANGE 53 WEST

Sections 1, 2, 9-16, 21-29, 31-36

TOWNSHIP 7 NORTH – RANGE 52 WEST

Sections 4-9, 17-20, 30

TOWNSHIP 6 NORTH – RANGE 69 WEST

Sections 1-4, 9-16, 21-27, 35, 36

TOWNSHIP 6 NORTH – RANGE 68 WEST

Sections 1-36

TOWNSHIP 6 NORTH – RANGE 67 WEST

Sections 1-28

TOWNSHIP 6 NORTH – RANGE 66 WEST

Sections 1-30, 34, 36

TOWNSHIP 6 NORTH – RANGE 65 WEST

Sections 1-30, 32-36

TOWNSHIP 6 NORTH – RANGE 64 WEST

Sections 1-35

TOWNSHIP 6 NORTH – RANGE 63 WEST

Sections 4-9, 16-21, 29-31

TOWNSHIP 6 NORTH – RANGE 54 WEST

Sections 13, 23-27, 33-36

TOWNSHIP 6 NORTH – RANGE 53 WEST

Sections 1-11, 14-21, 29-31

TOWNSHIP 5 NORTH – RANGE 68 WEST

Sections 2-6

TOWNSHIP 5 NORTH – RANGE 67 WEST

Sections 33-36

TOWNSHIP 5 NORTH – RANGE 66 WEST

Sections 25, 26, 33-36

TOWNSHIP 5 NORTH – RANGE 65 WEST

Sections 1-5, 10-36

TOWNSHIP 5 NORTH – RANGE 64 WEST

Sections 2-11, 13-36

TOWNSHIP 5 NORTH – RANGE 63 WEST

Sections 17-20, 28-35

TOWNSHIP 5 NORTH – RANGE 60 WEST

Sections 35, 36

TOWNSHIP 5 NORTH – RANGE 59 WEST

Sections 31, 32

TOWNSHIP 5 NORTH – RANGE 55 WEST

Sections 13, 23-29, 31-36

TOWNSHIP 5 NORTH – RANGE 54 WEST

Sections 2-10, 15-21, 28-32

TOWNSHIP 4 NORTH – RANGE 68 WEST

Section 21

TOWNSHIP 4 NORTH – RANGE 67 WEST

Sections 1-3, 10-14, 18, 23-26, 35, 36

TOWNSHIP 4 NORTH – RANGE 66 WEST

Sections 1-36

TOWNSHIP 4 NORTH – RANGE 65 WEST

Sections 1-36

TOWNSHIP 4 NORTH – RANGE 64 WEST
Sections 1-36

TOWNSHIP 4 NORTH – RANGE 63 WEST
Sections 1-13, 17-19

TOWNSHIP 4 NORTH – RANGE 62 WEST
Sections 7-10, 15-28, 33-36

TOWNSHIP 4 NORTH – RANGE 61 WEST
Sections 13, 18, 19, 22-36

TOWNSHIP 4 NORTH – RANGE 60 WEST
Sections 1-3, 10-17, 19-36

TOWNSHIP 4 NORTH – RANGE 59 WEST
Sections 5-11, 14-36

TOWNSHIP 4 NORTH – RANGE 58 WEST
Sections 7, 17-21, 25-36

TOWNSHIP 4 NORTH – RANGE 57 WEST
Sections 23-27, 31-36

TOWNSHIP 4 NORTH – RANGE 56 WEST
Sections 1, 11-16, 19-36

TOWNSHIP 4 NORTH – RANGE 55 WEST
Sections 1-12, 15-21, 30

TOWNSHIP 3 NORTH – RANGE 67 WEST
Sections 1, 2, 9-16, 21-28, 33-36

TOWNSHIP 3 NORTH – RANGE 66 WEST
Sections 1-32, 36

TOWNSHIP 3 NORTH – RANGE 65 WEST
Sections 1-36

TOWNSHIP 3 NORTH – RANGE 64 WEST
Sections 2-10, 15-21, 28-32

TOWNSHIP 3 NORTH – RANGE 63 WEST
Sections 24, 25, 35, 36

TOWNSHIP 3 NORTH – RANGE 62 WEST

Sections 1-5, 8-24, 26-35

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Sections 1-9, 16, 17, 20, 21, 28, 29, 31-33

TOWNSHIP 3 NORTH – RANGE 60 WEST

Sections 1-4, 12, 13

TOWNSHIP 3 NORTH – RANGE 59 WEST

Sections 1-6, 9-14, 23, 24

TOWNSHIP 3 NORTH – RANGE 58 WEST

Sections 1, 4-6, 8, 9, 12, 16, 17, 19-21, 23, 25, 26, 35, 36

TOWNSHIP 3 NORTH – RANGE 57 WEST

Sections 1-23, 30

TOWNSHIP 3 NORTH – RANGE 56 WEST

Sections 1-11, 14-18

TOWNSHIP 2 NORTH – RANGE 68 WEST

Sections 1, 12

TOWNSHIP 2 NORTH – RANGE 67 WEST

Sections 1-3, 11-14, 23-27, 34-36

TOWNSHIP 2 NORTH – RANGE 66 WEST

Sections 1, 4-9, 12-36

TOWNSHIP 2 NORTH – RANGE 65 WEST

Sections 1-36

TOWNSHIP 2 NORTH – RANGE 64 WEST

Sections 5-11, 13-36

TOWNSHIP 2 NORTH – RANGE 63 WEST

Sections 1-4, 8-36

TOWNSHIP 2 NORTH – RANGE 62 WEST

Sections 3-9, 16-22, 28-33

TOWNSHIP 1 NORTH – RANGE 68 WEST

Section 22

TOWNSHIP 1 NORTH – RANGE 67 WEST

Sections 1-3, 9-16, 21-29, 33-36

TOWNSHIP 1 NORTH – RANGE 66 WEST

Sections 1-36

TOWNSHIP 1 NORTH – RANGE 65 WEST

Sections 1-32, 35, 36

TOWNSHIP 1 NORTH – RANGE 64 WEST

Sections 1, 2, 4-9, 11-14, 17-20, 23-26, 29-31, 36

TOWNSHIP 1 NORTH – RANGE 63 WEST

Sections 1-34, 36

TOWNSHIP 1 NORTH – RANGE 62 WEST

Sections 4-6, 31, 32

TOWNSHIP 1 SOUTH – RANGE 67 WEST

Sections 1-4, 11-14, 23-28, 32-36

TOWNSHIP 1 SOUTH – RANGE 66 WEST

Sections 1-24, 26-34

TOWNSHIP 1 SOUTH – RANGE 65 WEST

Sections 1, 2, 5-8, 10-14, 18, 22-26, 35, 36

TOWNSHIP 2 SOUTH – RANGE 67 WEST

Sections 1-4, 8-12, 14-17, 19-22

TOWNSHIP 2 SOUTH – RANGE 66 WEST

Sections 5-8, 17

TOWNSHIP 2 SOUTH – RANGE 65 WEST

Sections 1, 2, 11-15, 22-24, 26-28, 33-35

TOWNSHIP 6 SOUTH – RANGE 69 WEST

Sections 12-14, 23-26, 33-36

TOWNSHIP 6 SOUTH – RANGE 68 WEST

Sections 1-36

TOWNSHIP 6 SOUTH – RANGE 67 WEST

Sections 1-36

TOWNSHIP 6 SOUTH – RANGE 66 WEST

Sections 1-36

TOWNSHIP 6 SOUTH – RANGE 65 WEST

Sections 3-10, 15-22, 27-34

TOWNSHIP 7 SOUTH – RANGE 69 WEST

Sections 1-5, 9-16, 21-29, 31-36

TOWNSHIP 7 SOUTH – RANGE 68 WEST

Sections 1-36

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Sections 1-36

TOWNSHIP 7 SOUTH – RANGE 66 WEST

Sections 1-36

TOWNSHIP 7 SOUTH – RANGE 65 WEST

Sections 3-10, 15-22, 27-34

TOWNSHIP 8 SOUTH – RANGE 70 WEST

Sections 24, 25, 36

TOWNSHIP 8 SOUTH – RANGE 69 WEST

Sections 1-36

TOWNSHIP 8 SOUTH – RANGE 68 WEST

Sections 1-36

TOWNSHIP 8 SOUTH – RANGE 67 WEST

Sections 1-36

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TOWNSHIP 9 SOUTH – RANGE 70 WEST

Sections 1, 2, 11-15, 21-29, 32-36

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Sections 1-36

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TOWNSHIP 9 SOUTH – RANGE 65 WEST

Sections 3-10, 15-22, 27-34

TOWNSHIP 10 SOUTH – RANGE 71 WEST

Sections 13, 23-27, 34-36

TOWNSHIP 10 SOUTH – RANGE 70 WEST

Sections 1-36

TOWNSHIP 10 SOUTH – RANGE 69 WEST

Sections 1-36

TOWNSHIP 10 SOUTH – RANGE 68 WEST

Sections 1-36

TOWNSHIP 10 SOUTH – RANGE 67 WEST

Sections 1-36

TOWNSHIP 10 SOUTH – RANGE 66 WEST

Sections 1-36

TOWNSHIP 10 SOUTH – RANGE 65 WEST

Sections 3-10, 15-22, 27-34

TOWNSHIP 11 SOUTH – RANGE 71 WEST

Sections 1-3

TOWNSHIP 11 SOUTH – RANGE 70 WEST

Sections 1-6

TOWNSHIP 11 SOUTH – RANGE 69 WEST

Sections 1-6

TOWNSHIP 11 SOUTH – RANGE 68 WEST

Sections 1-6

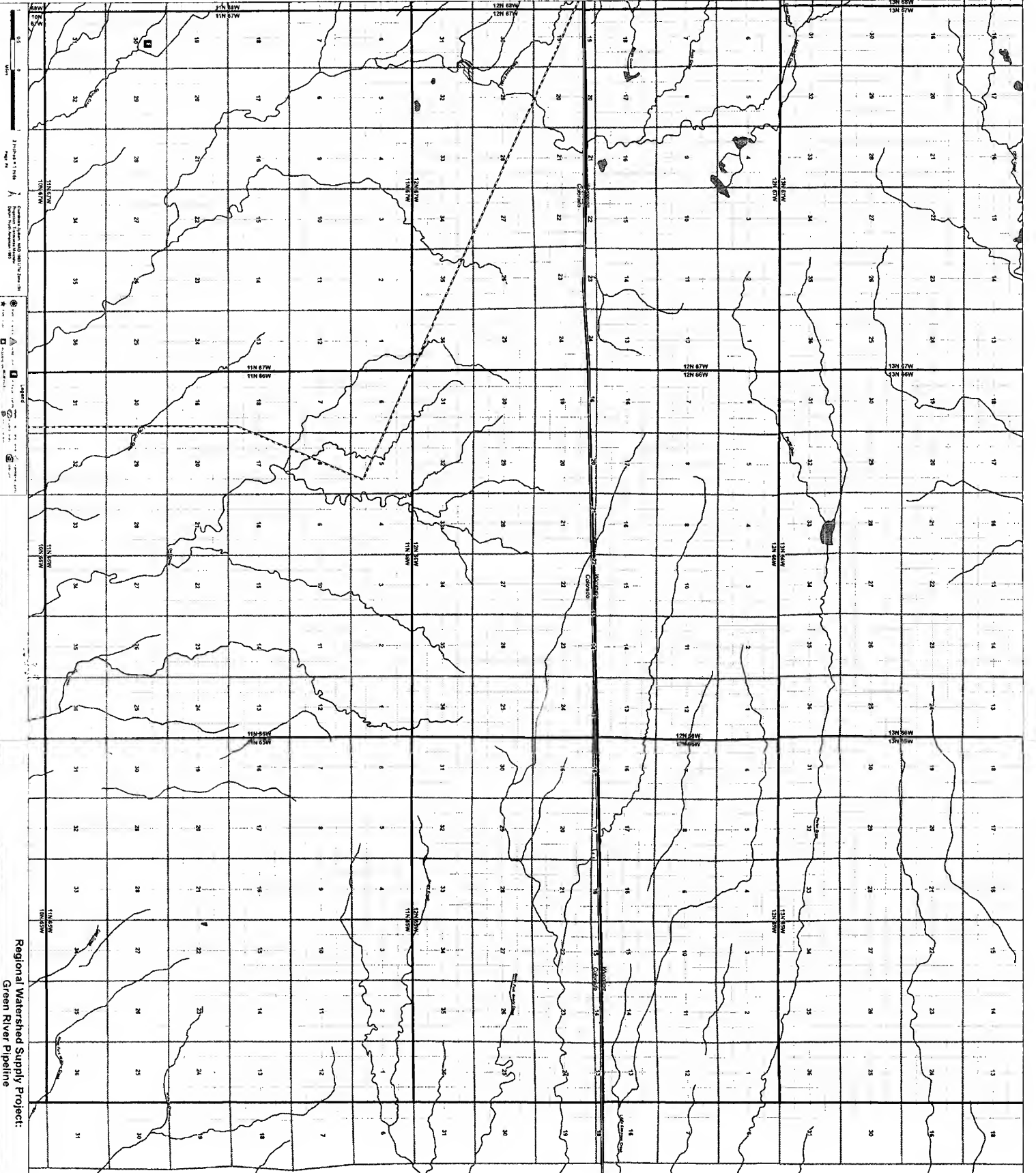
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Sections 1-6, 11-14, 23, 24

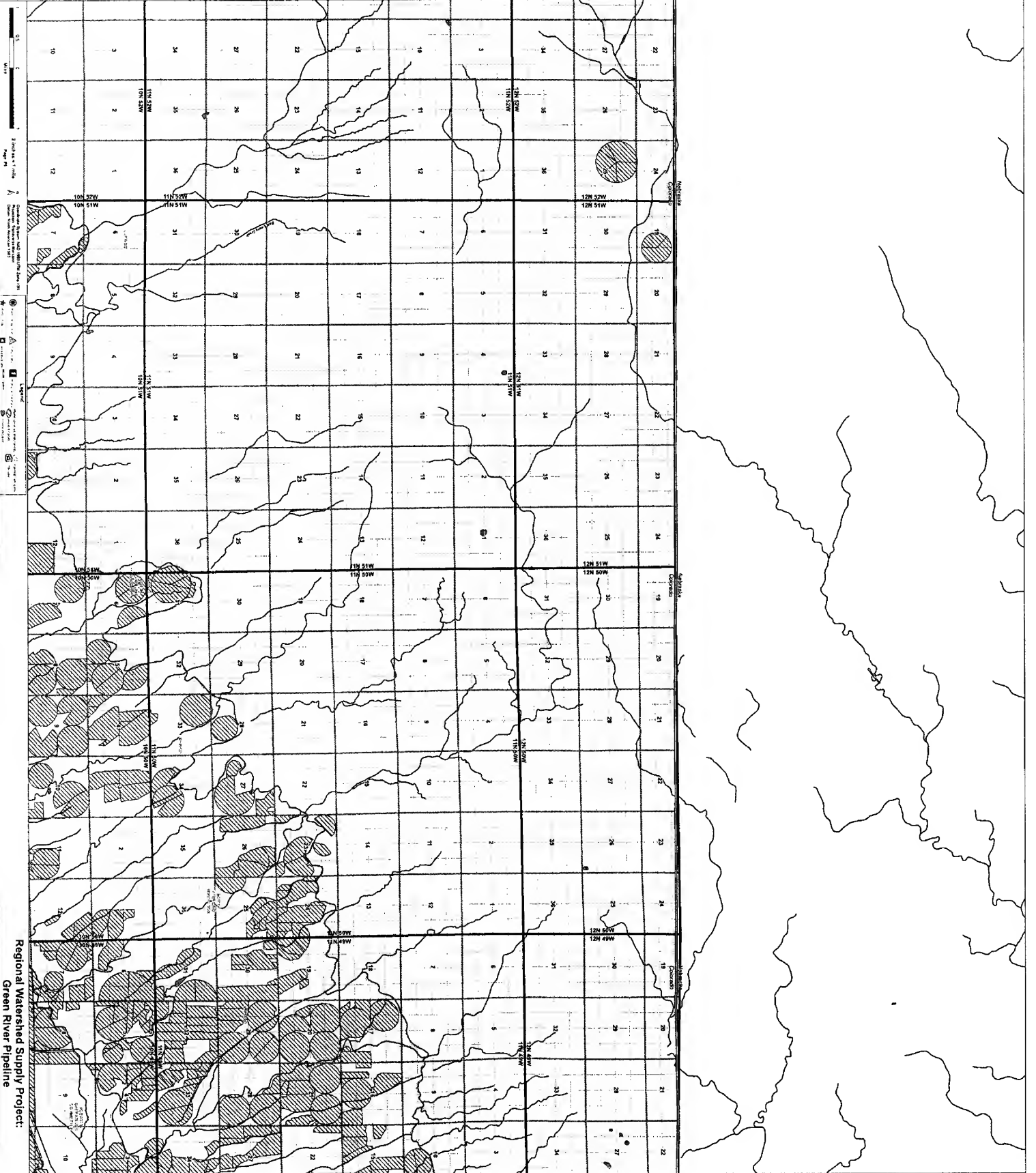
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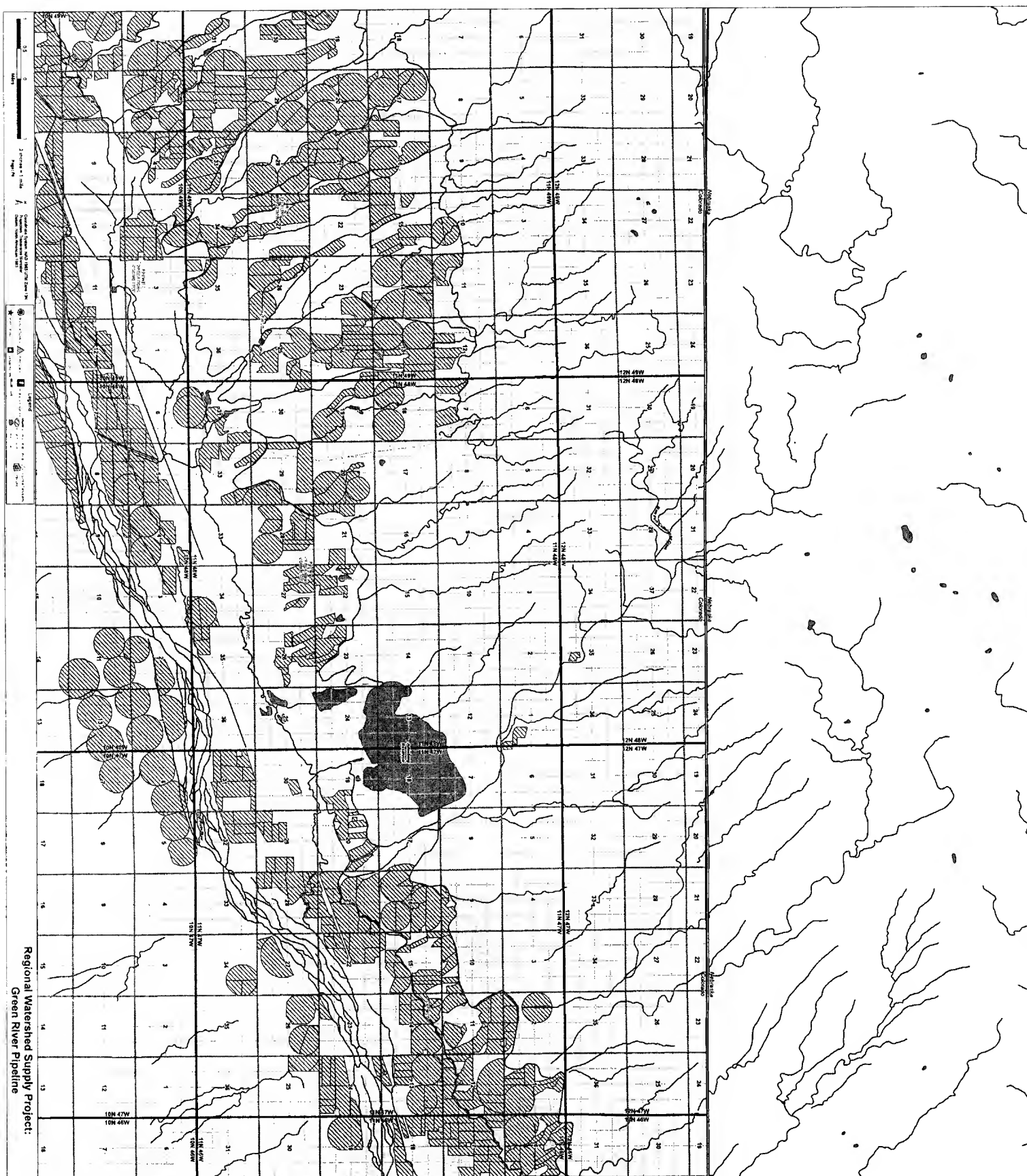
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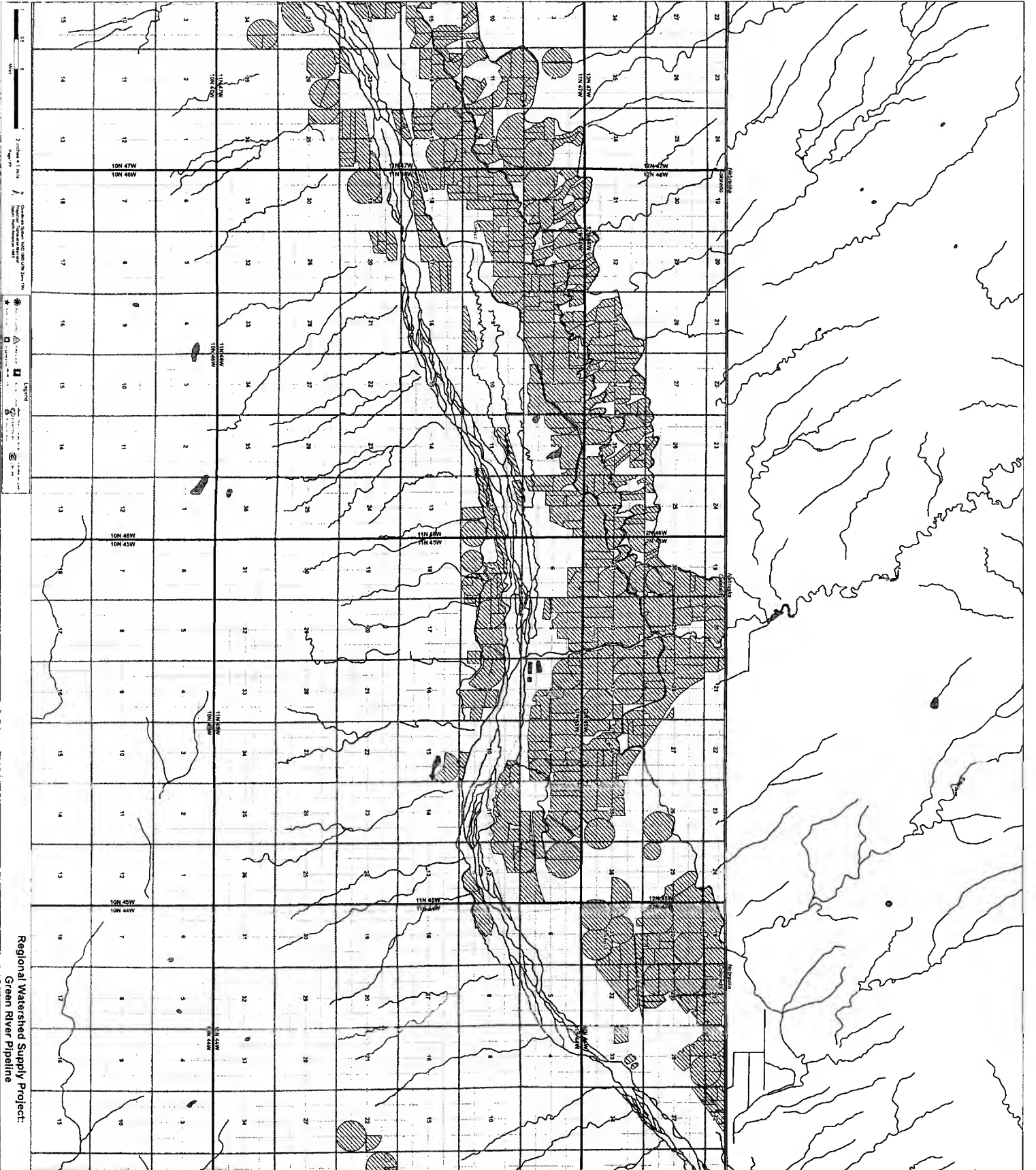
TOWNSHIP 11 SOUTH – RANGE 65 WEST
Sections 3-6



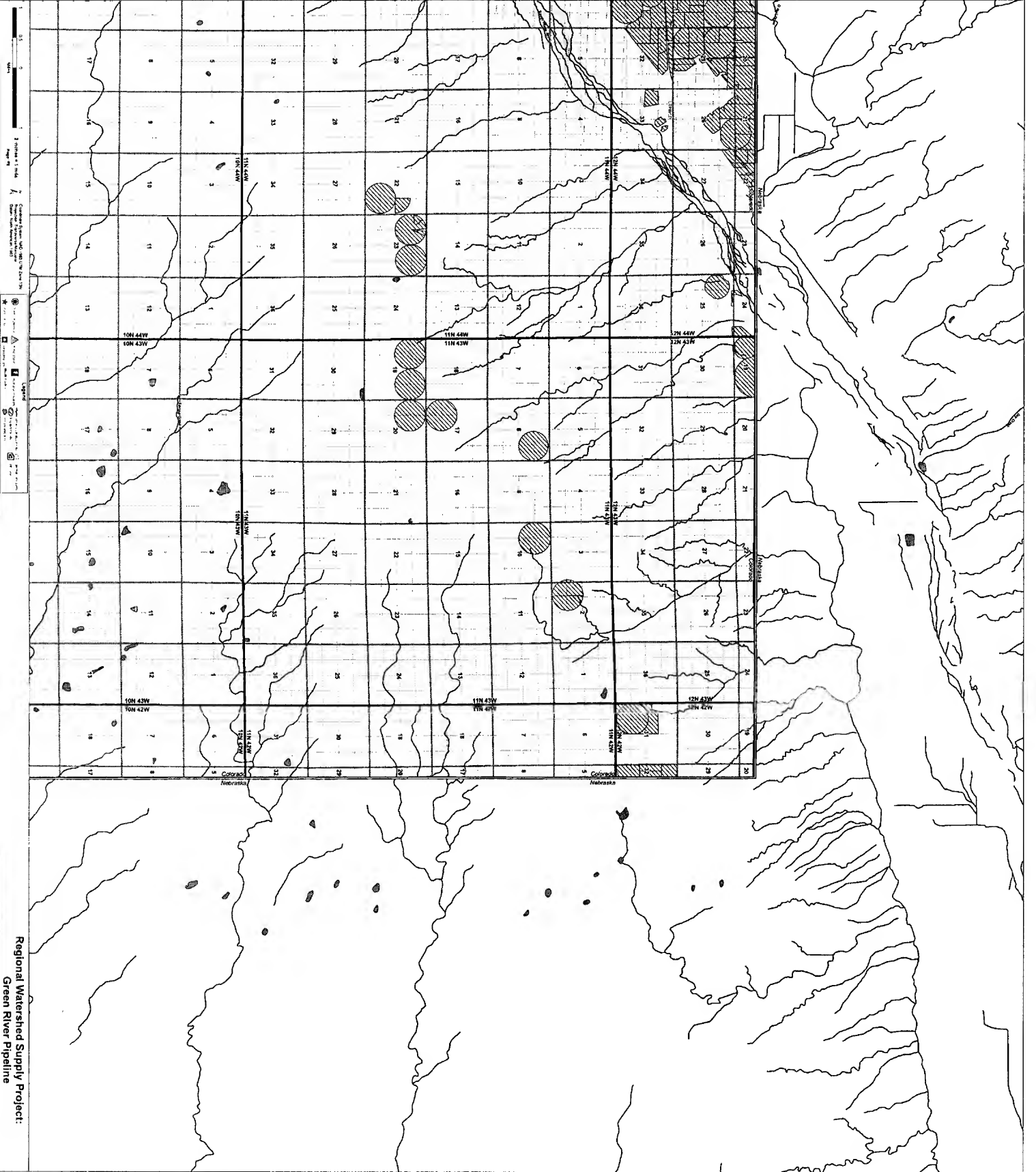
Regional Watershed Supply Project:
Green River Pipeline



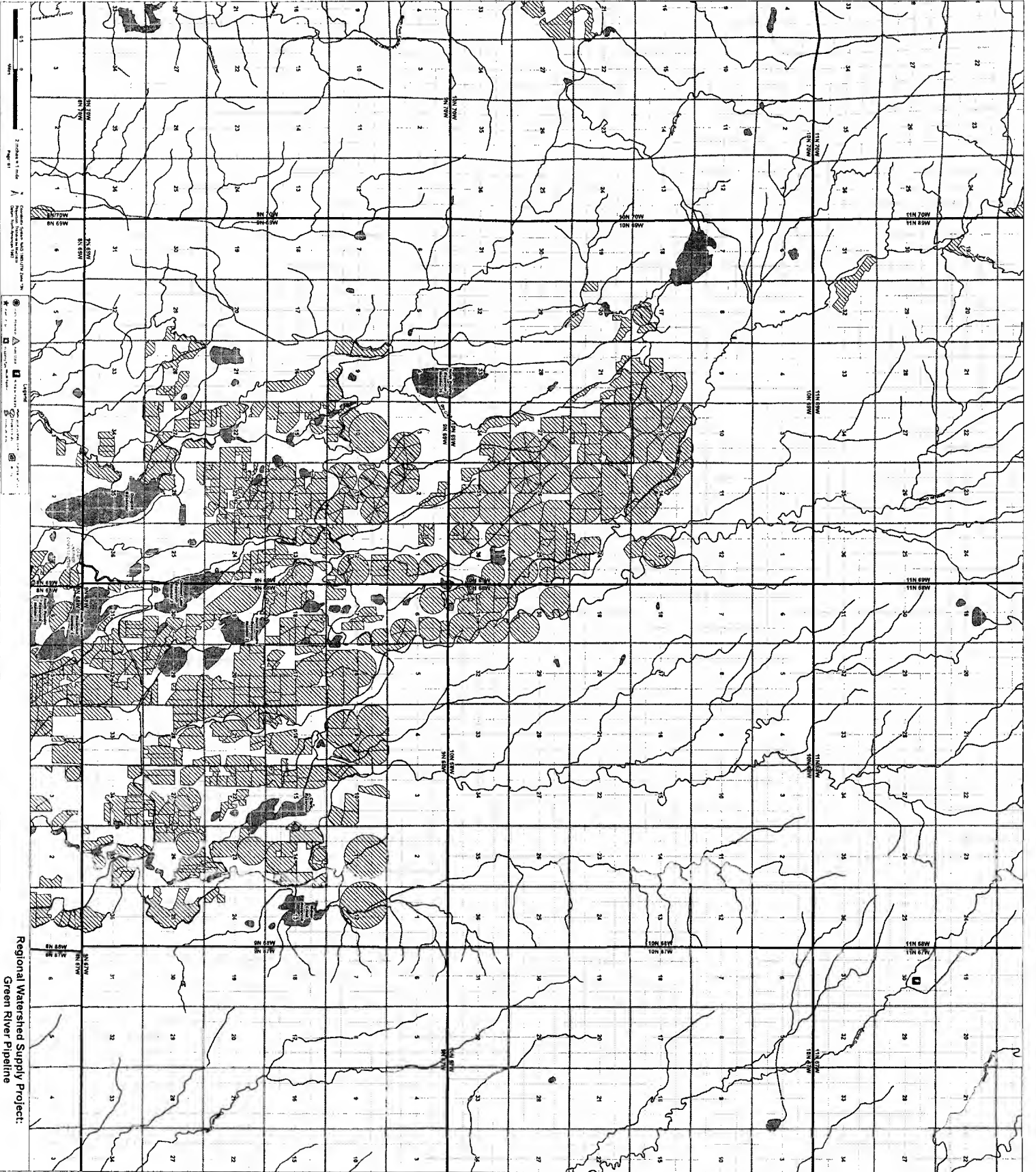




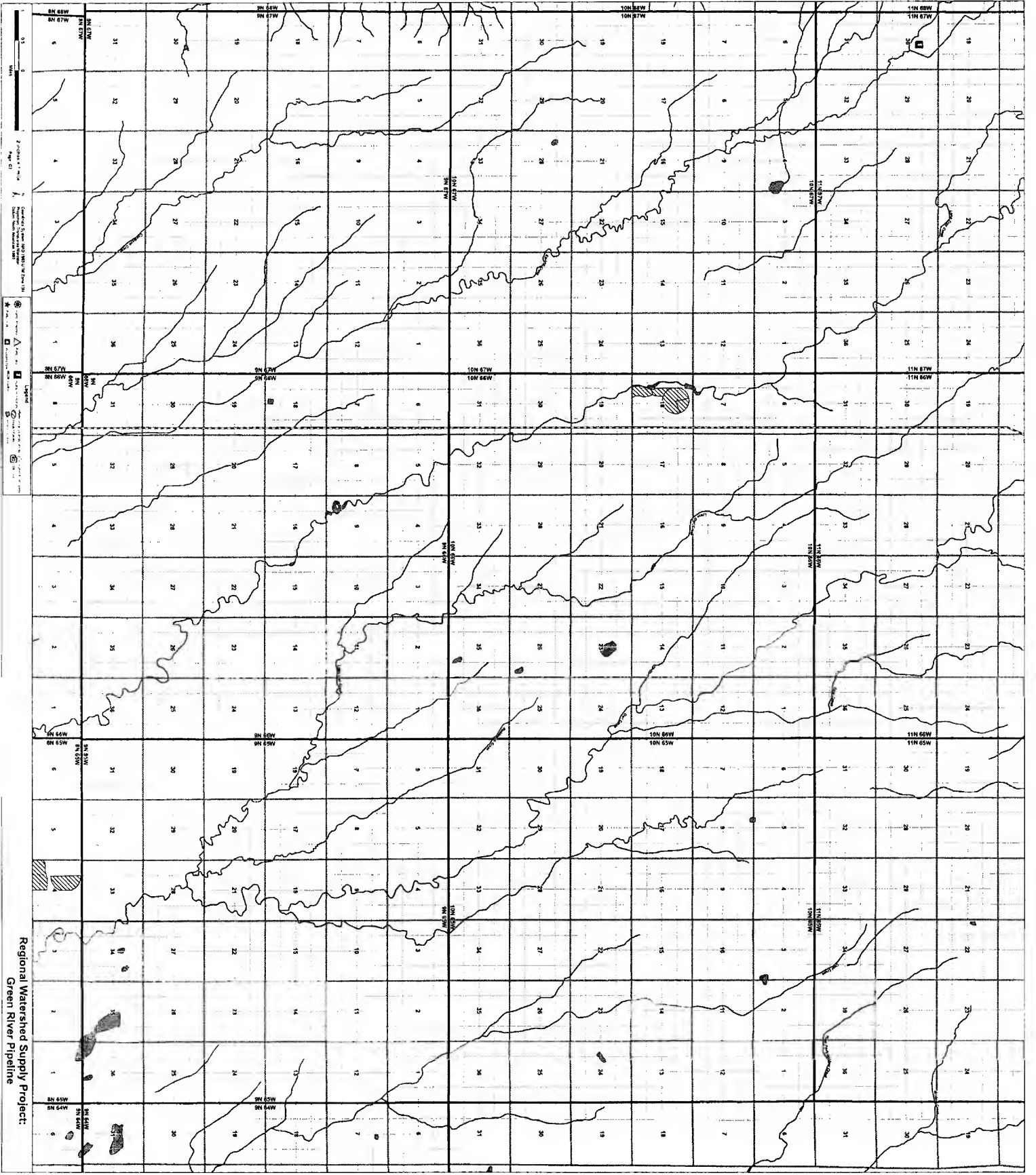
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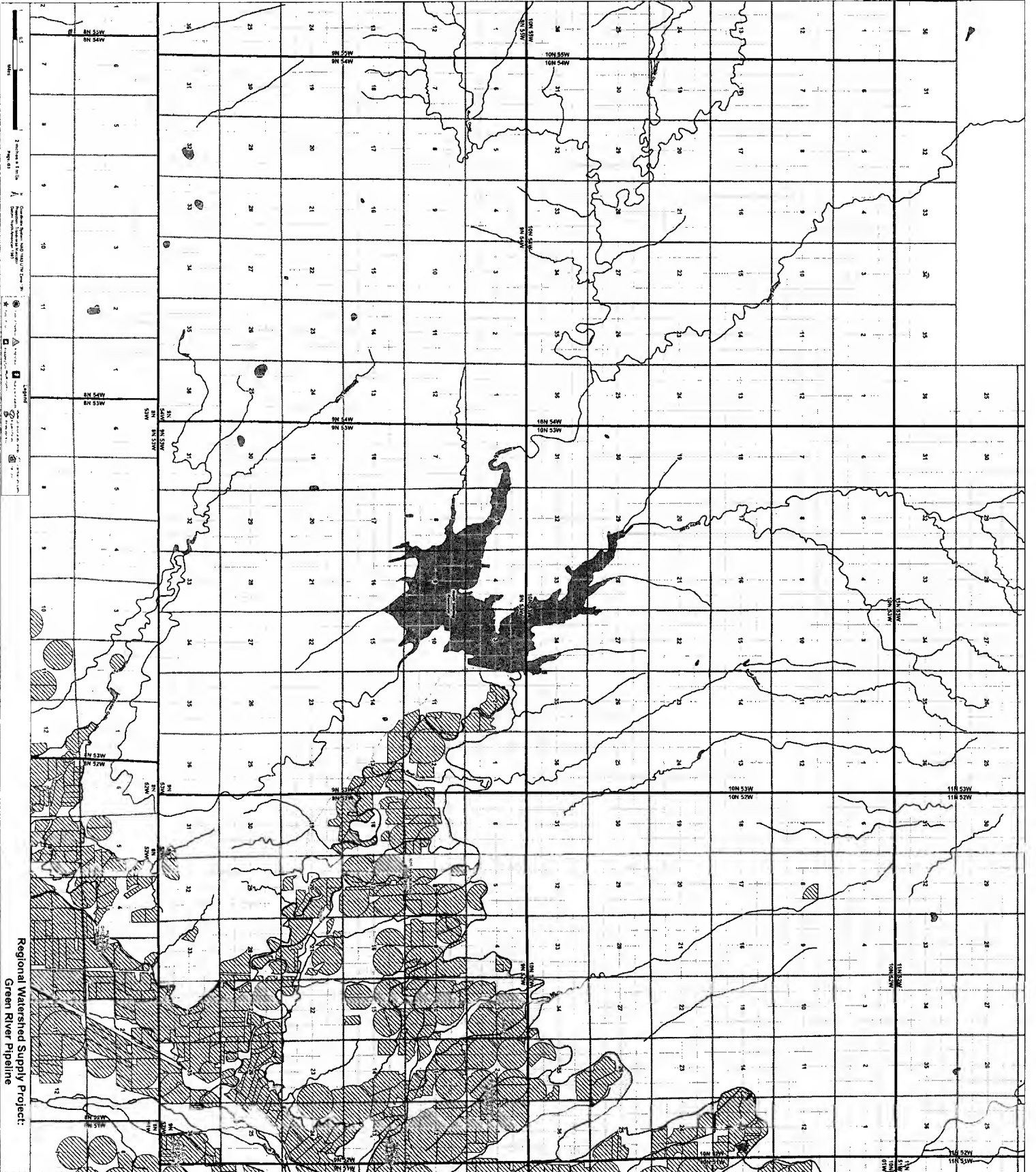
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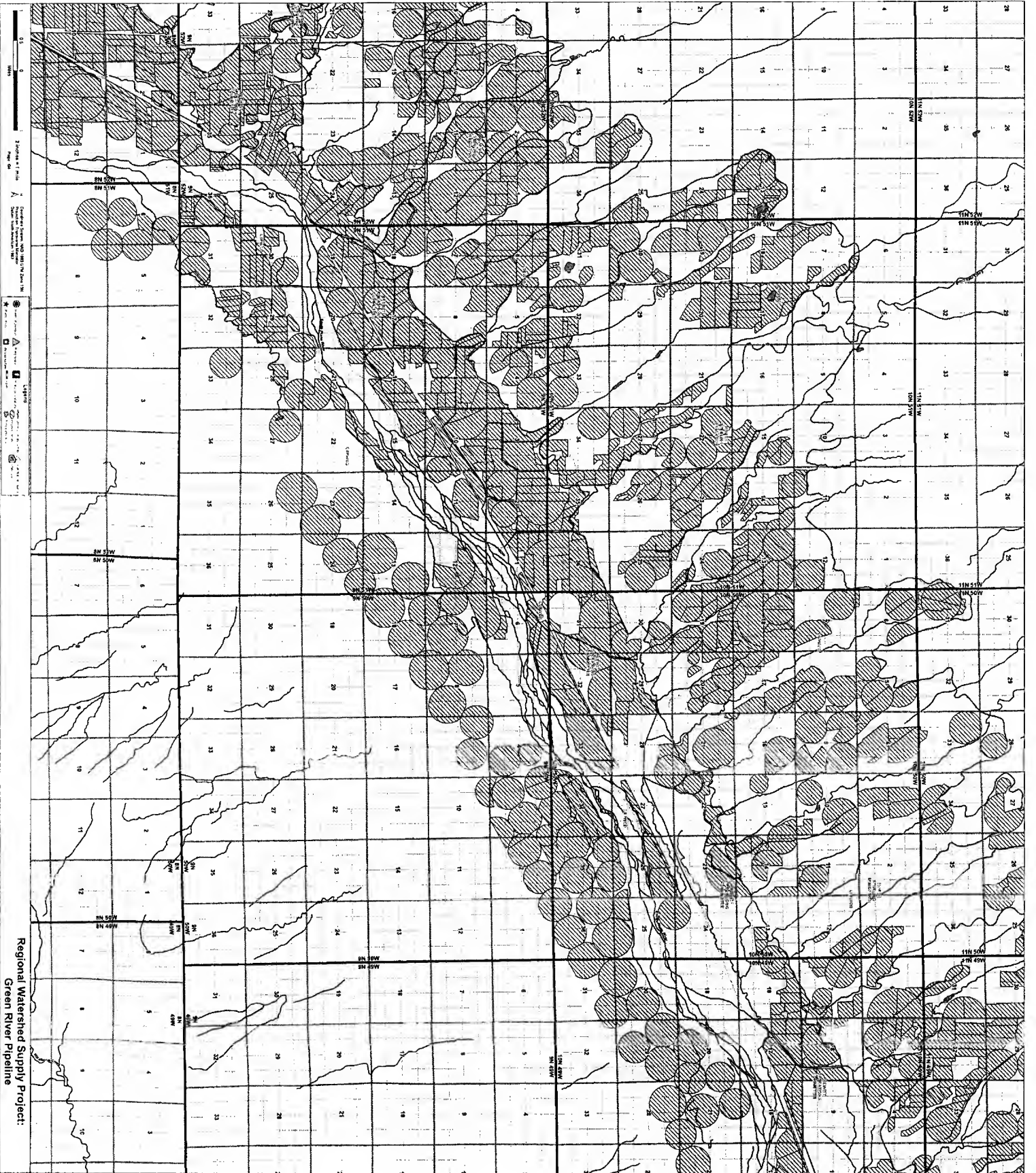


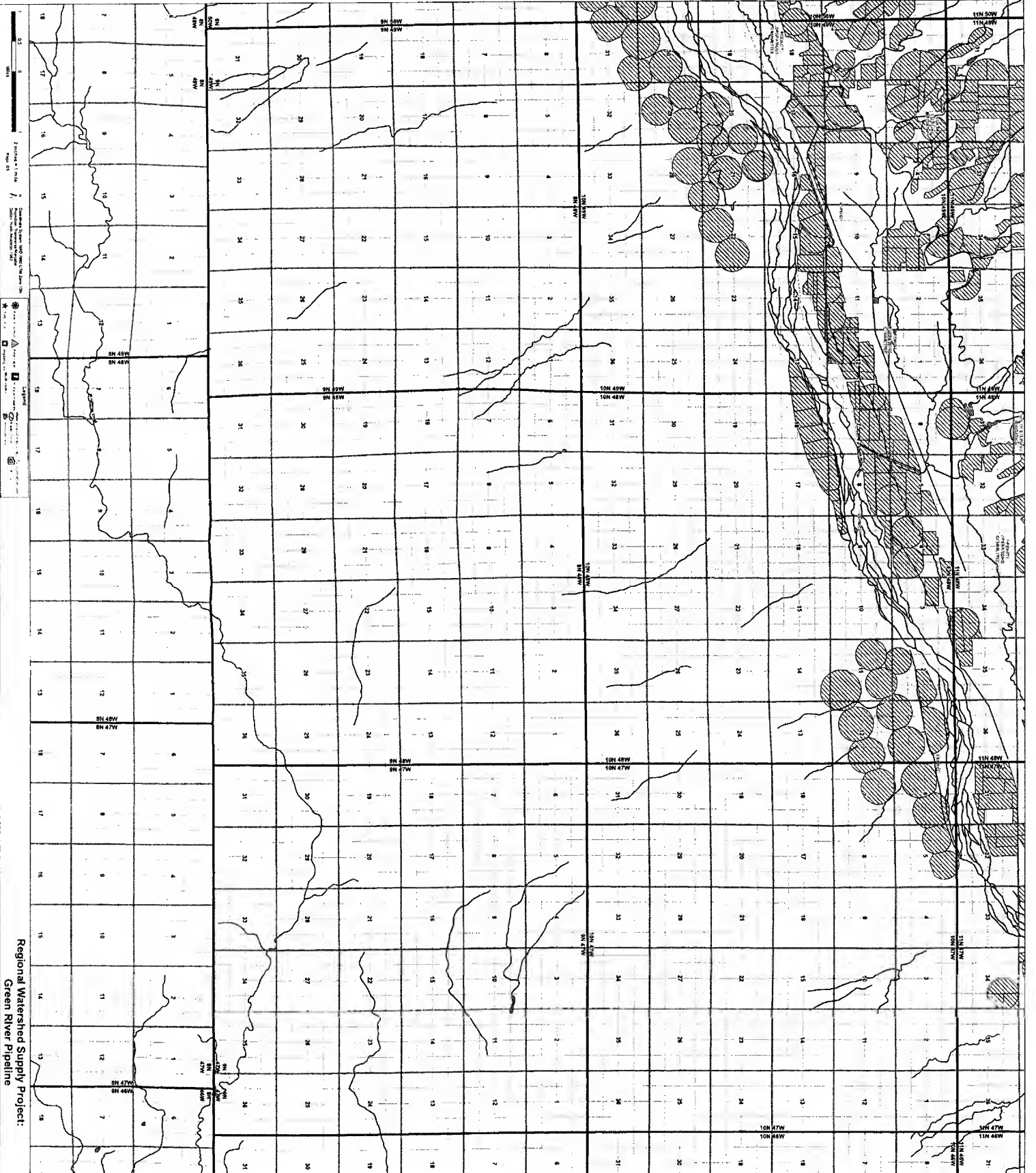
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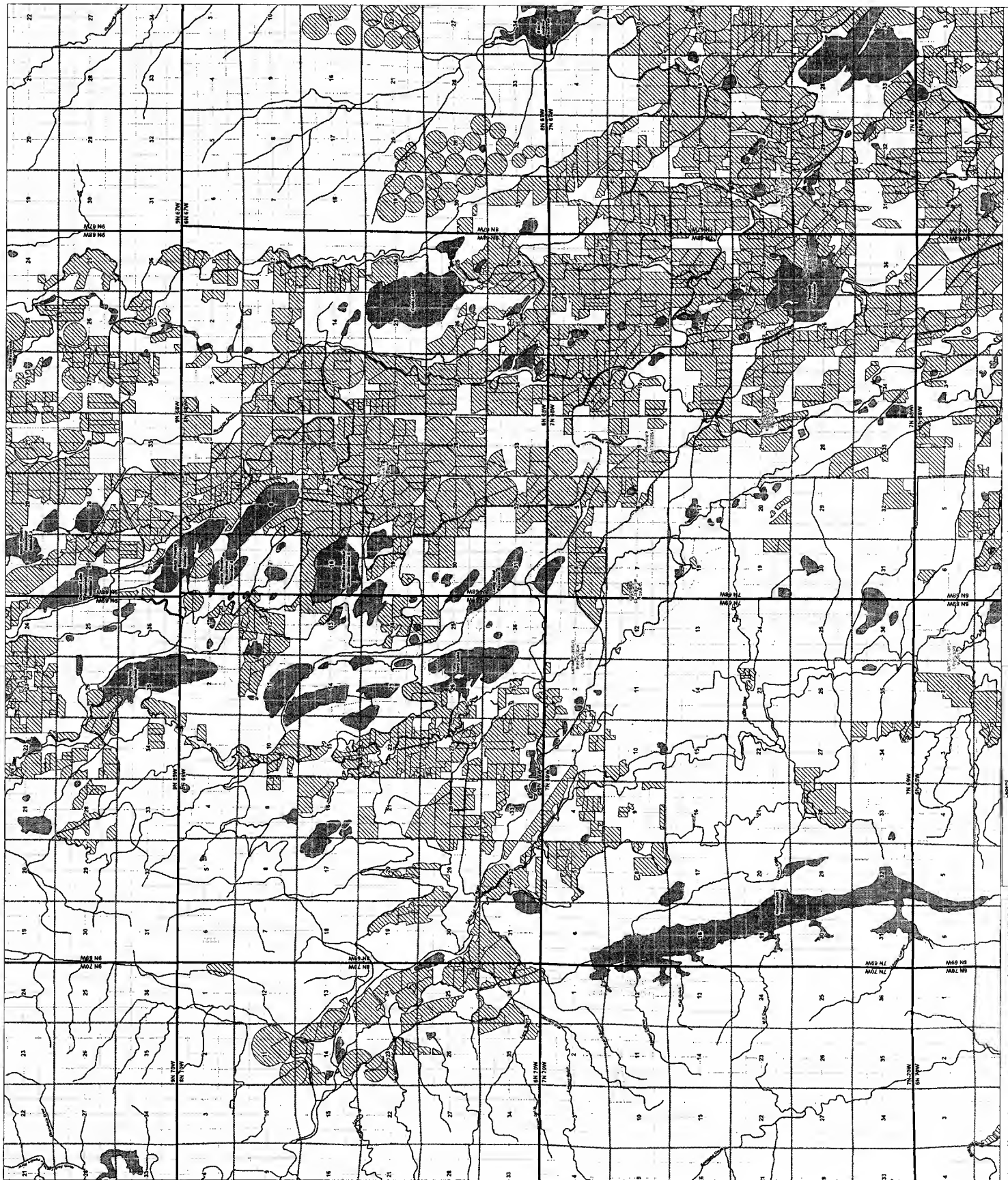


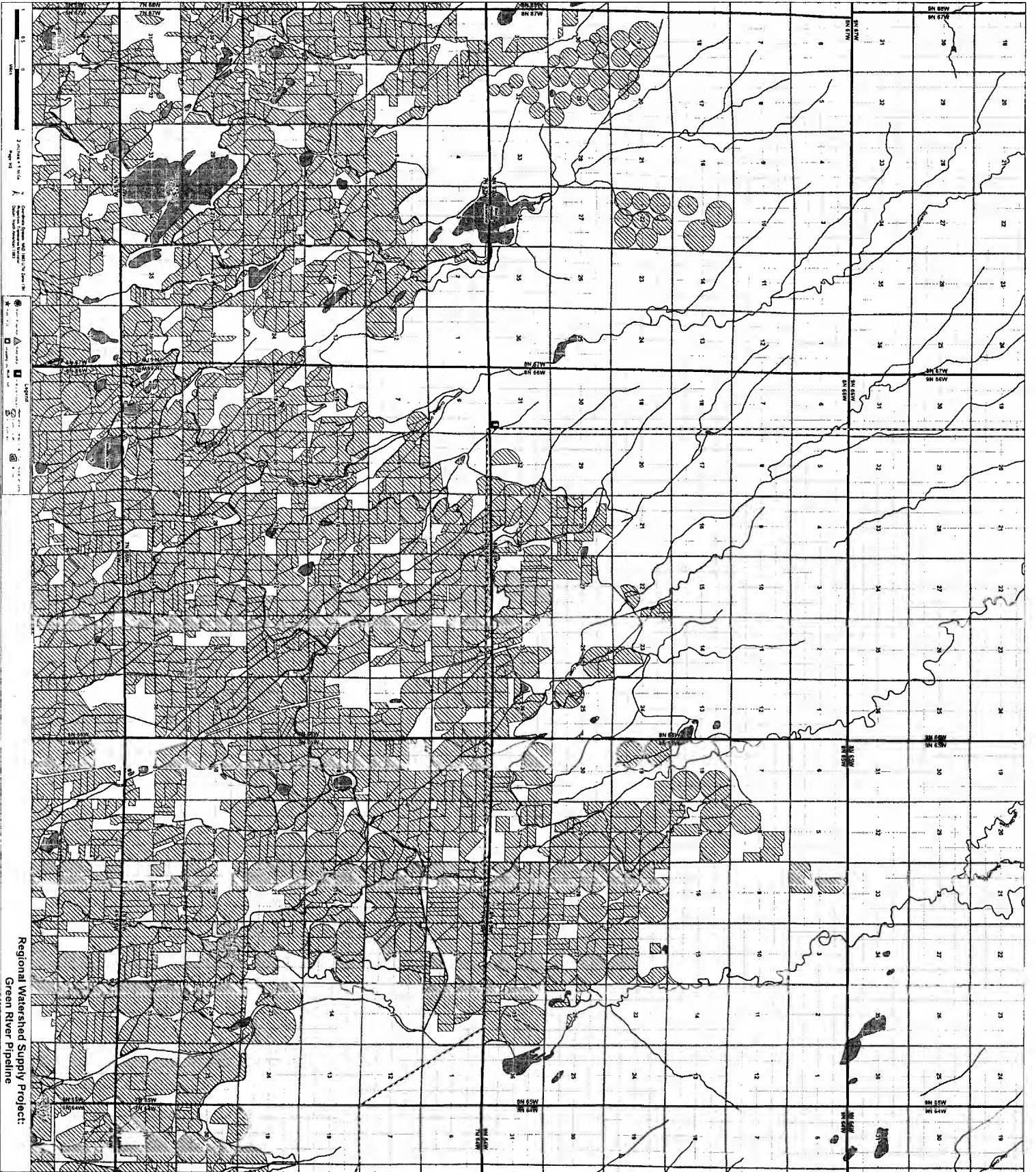
Regional Watershed Supply Project:
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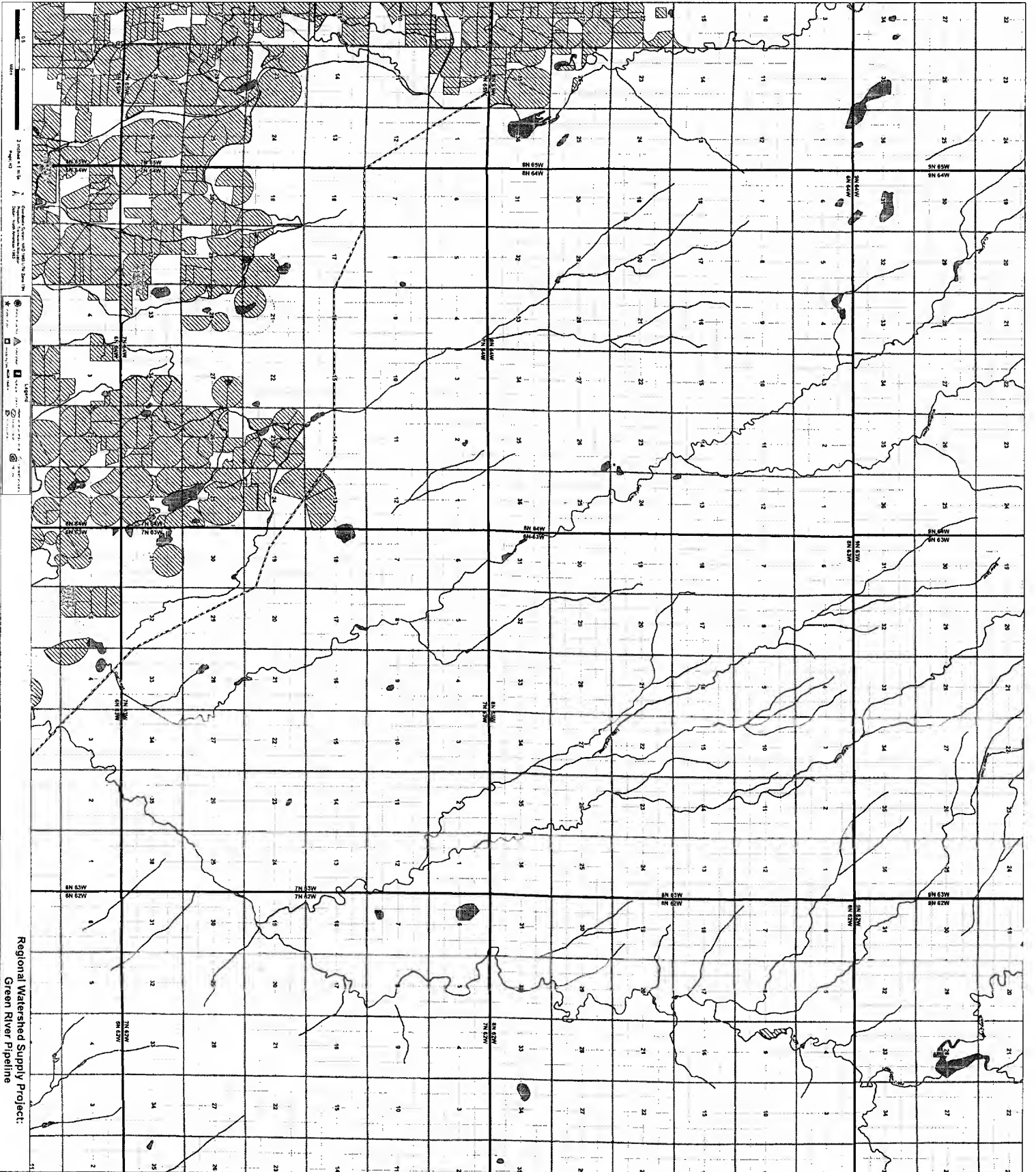


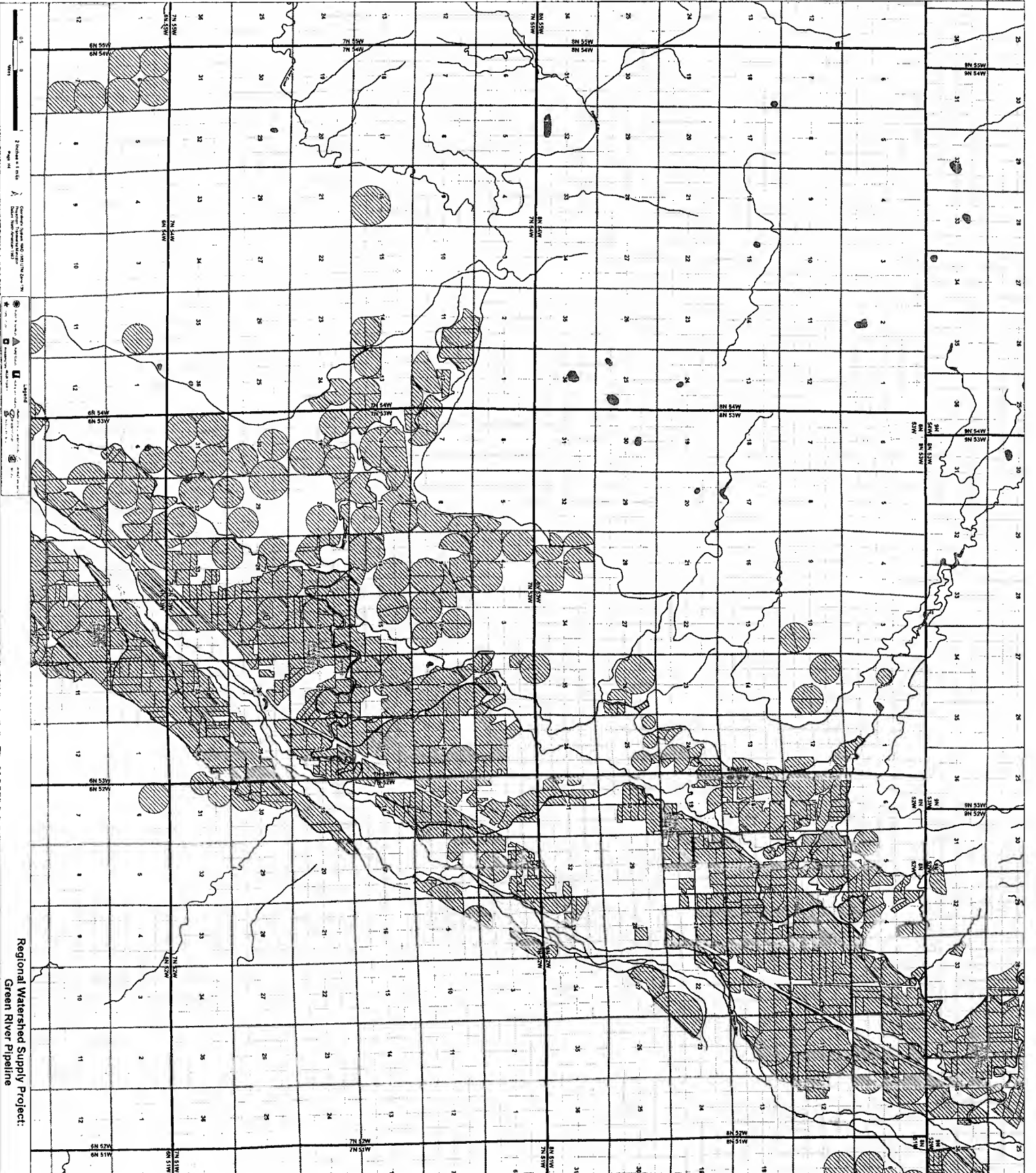




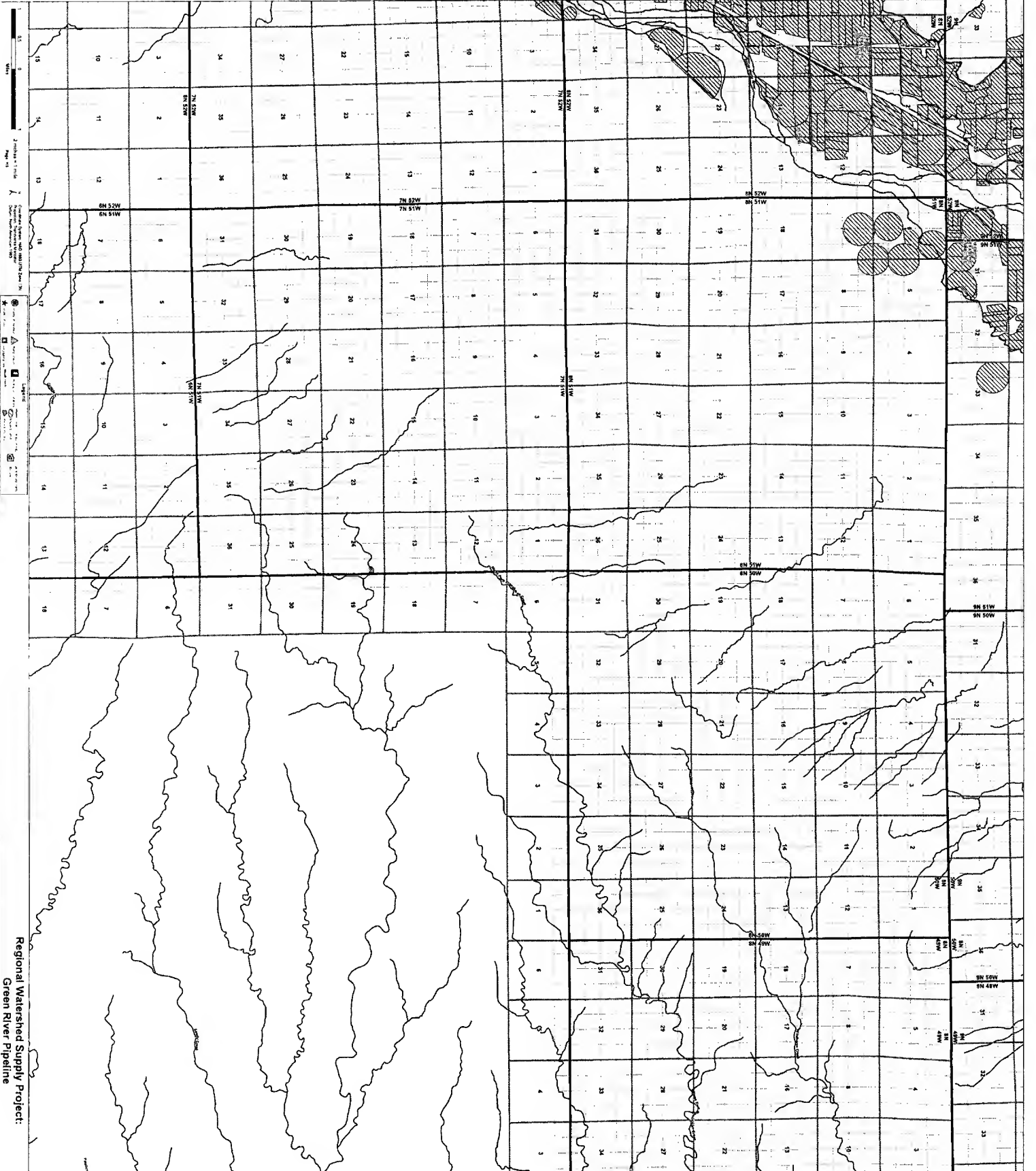


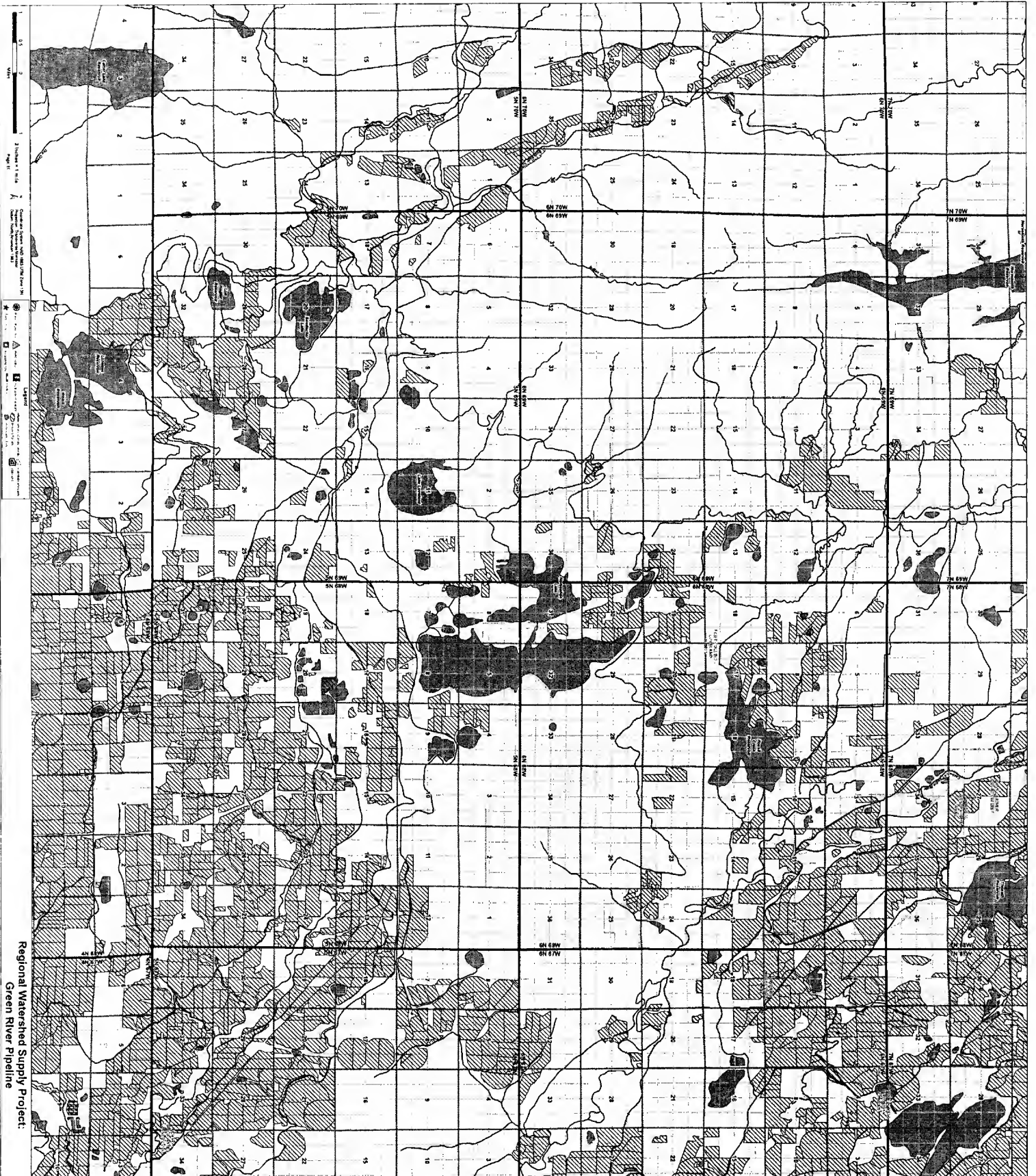
Regional Watershed Supply Project:
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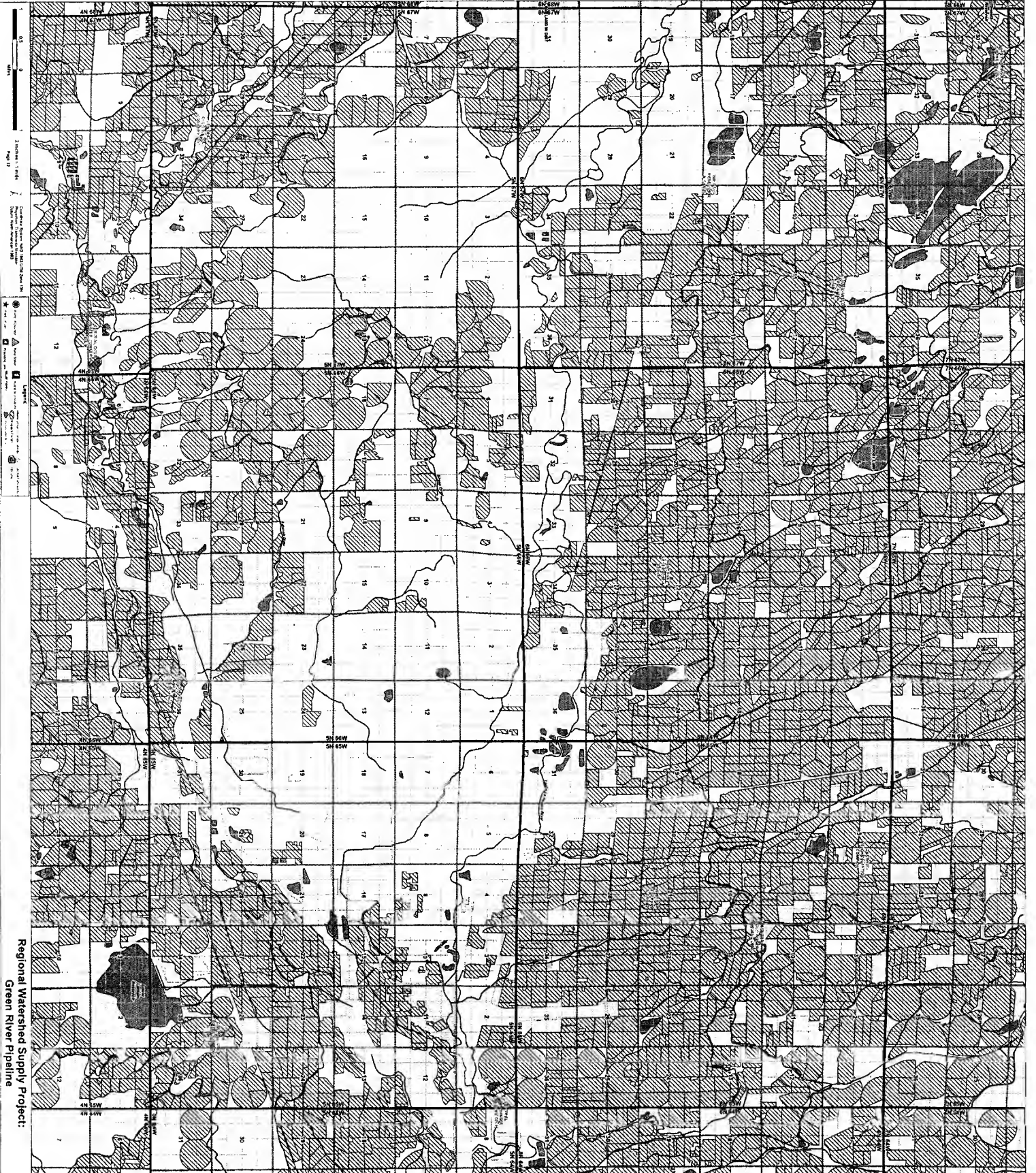




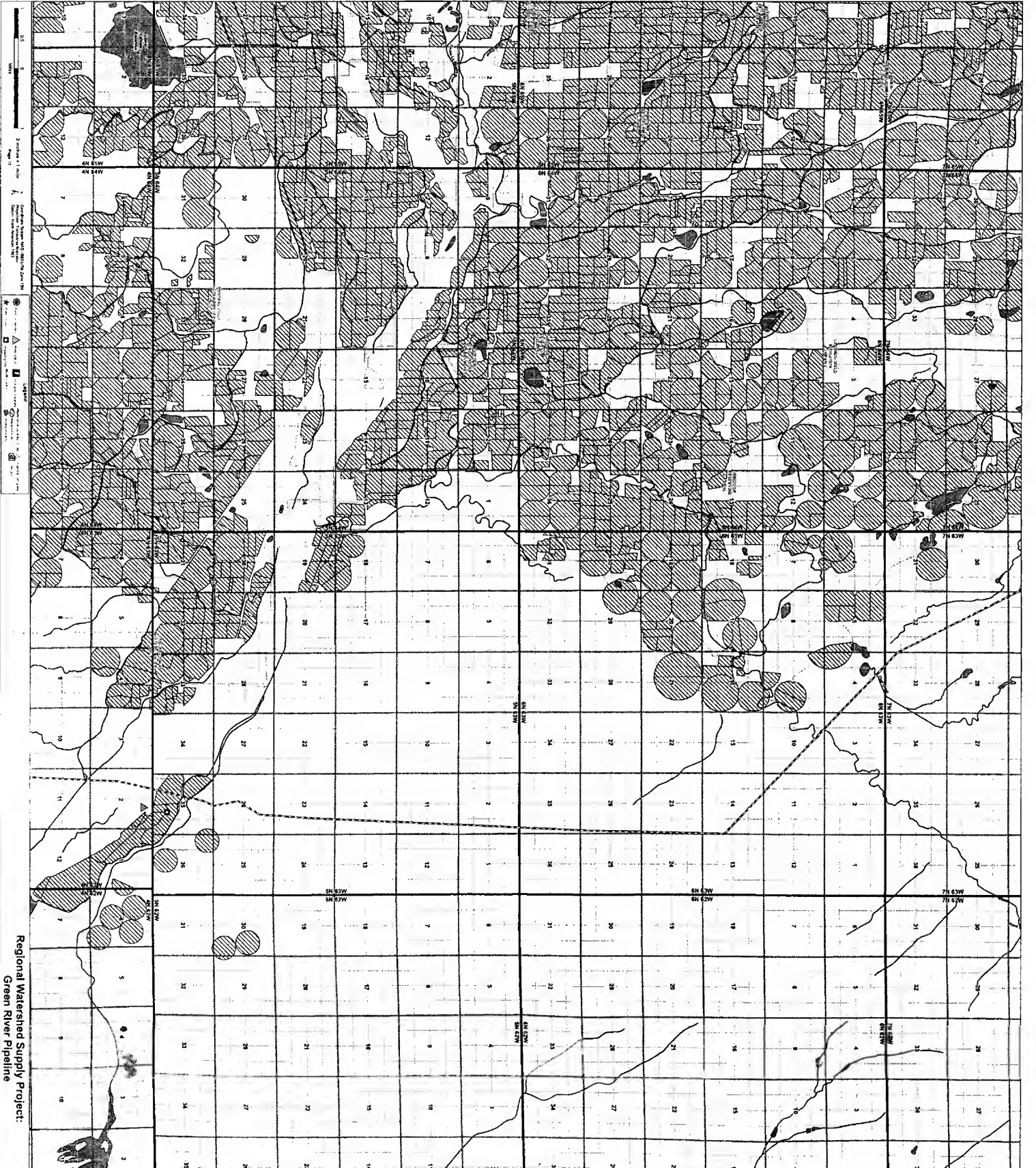
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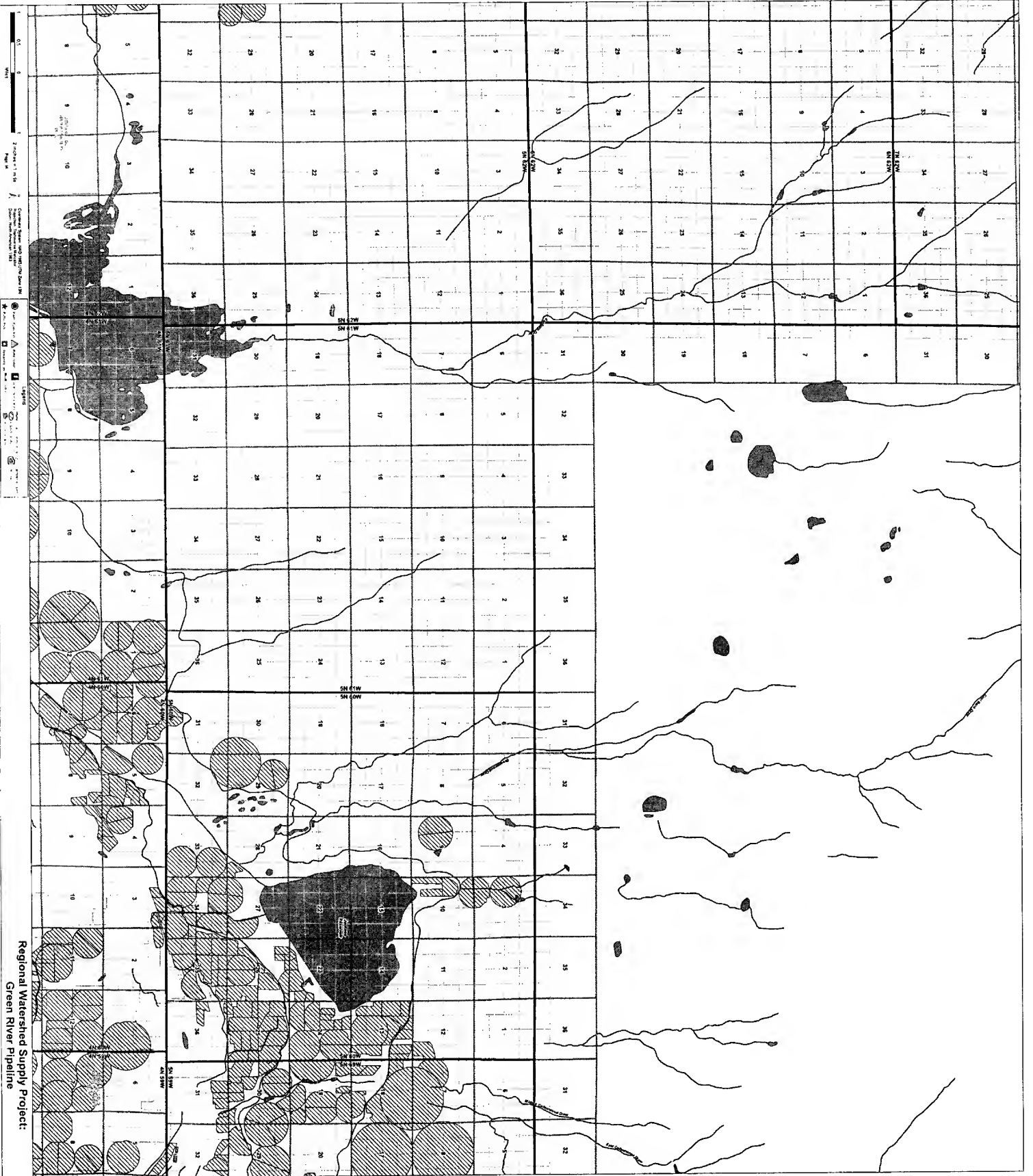


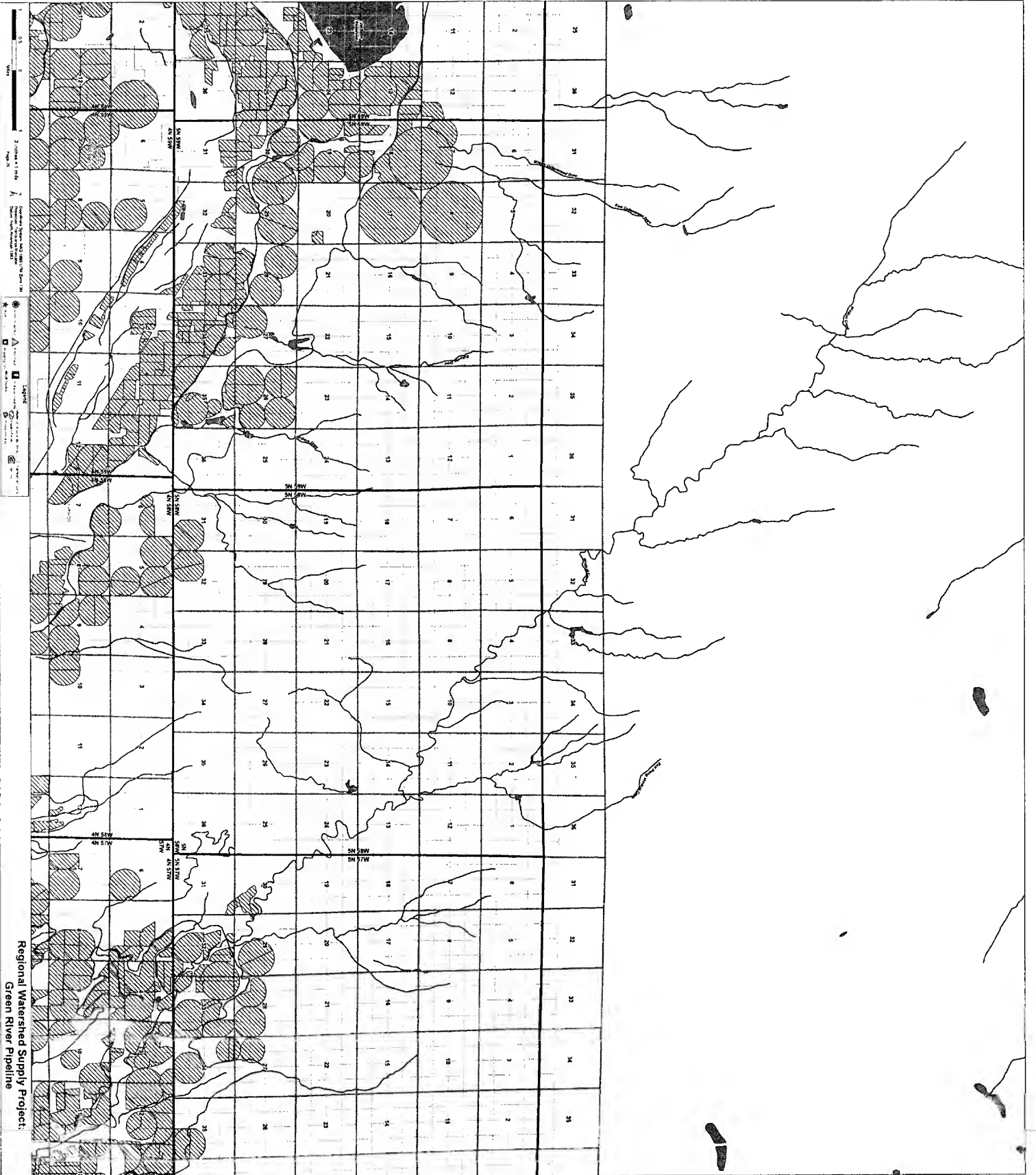


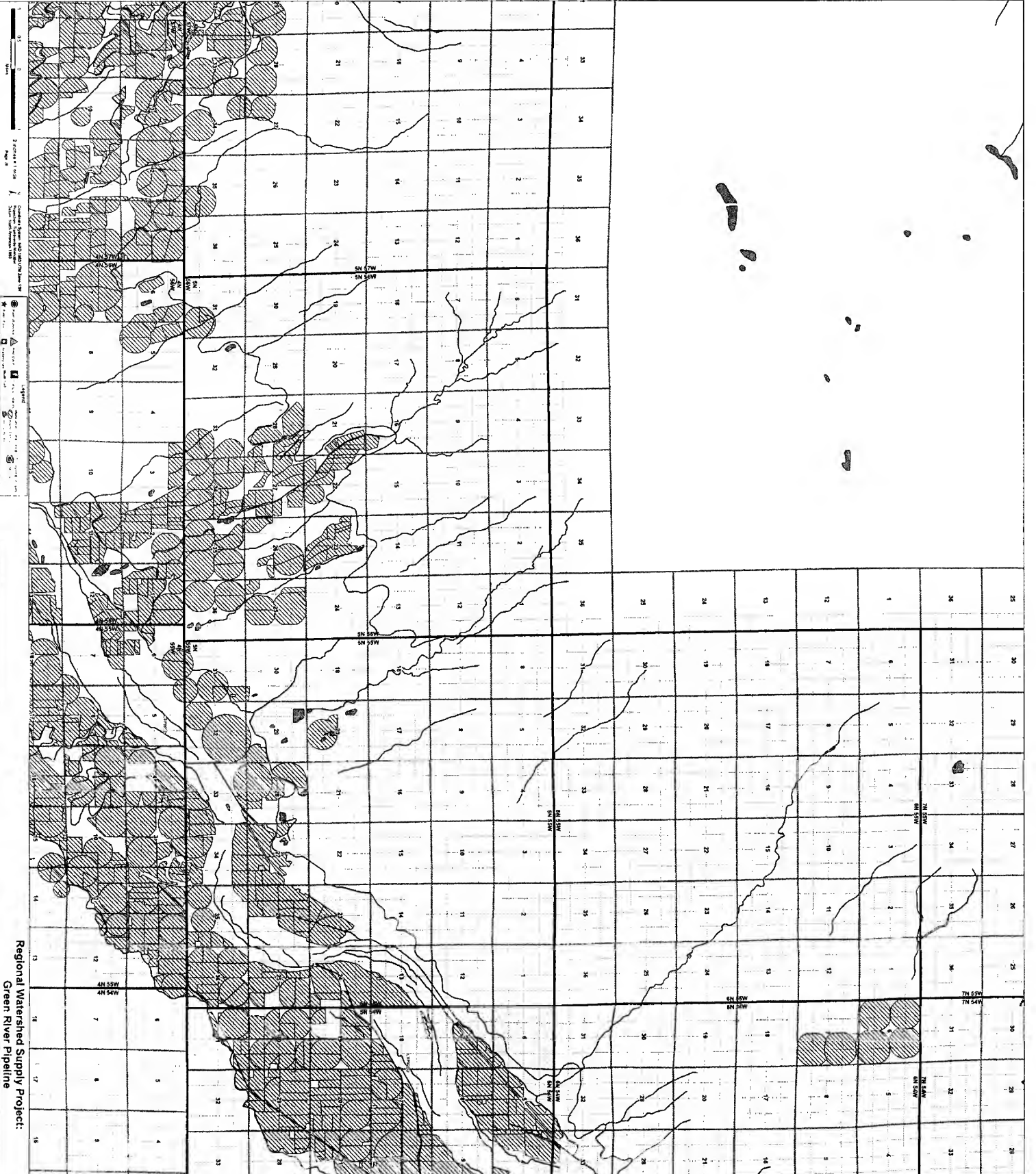
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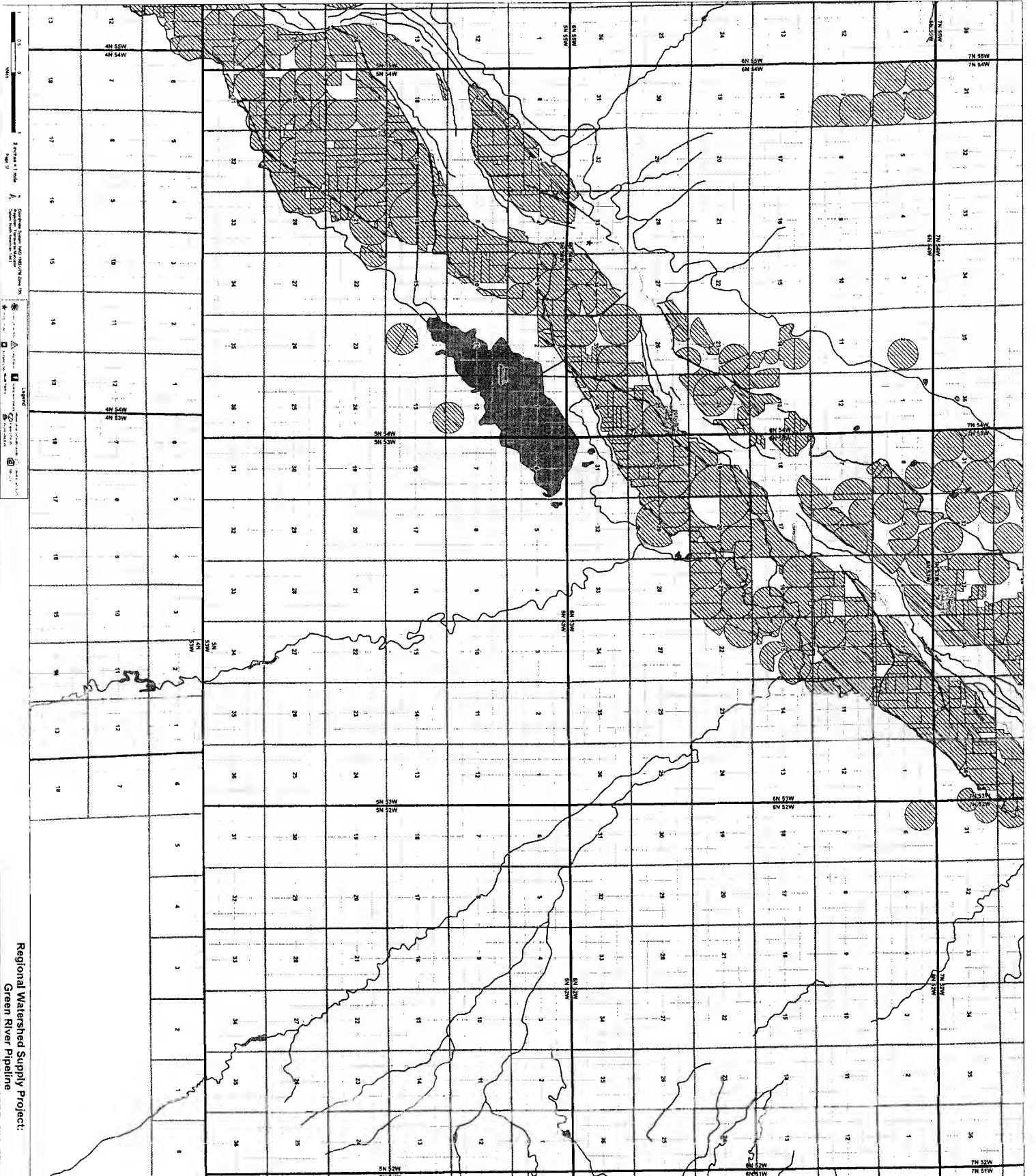


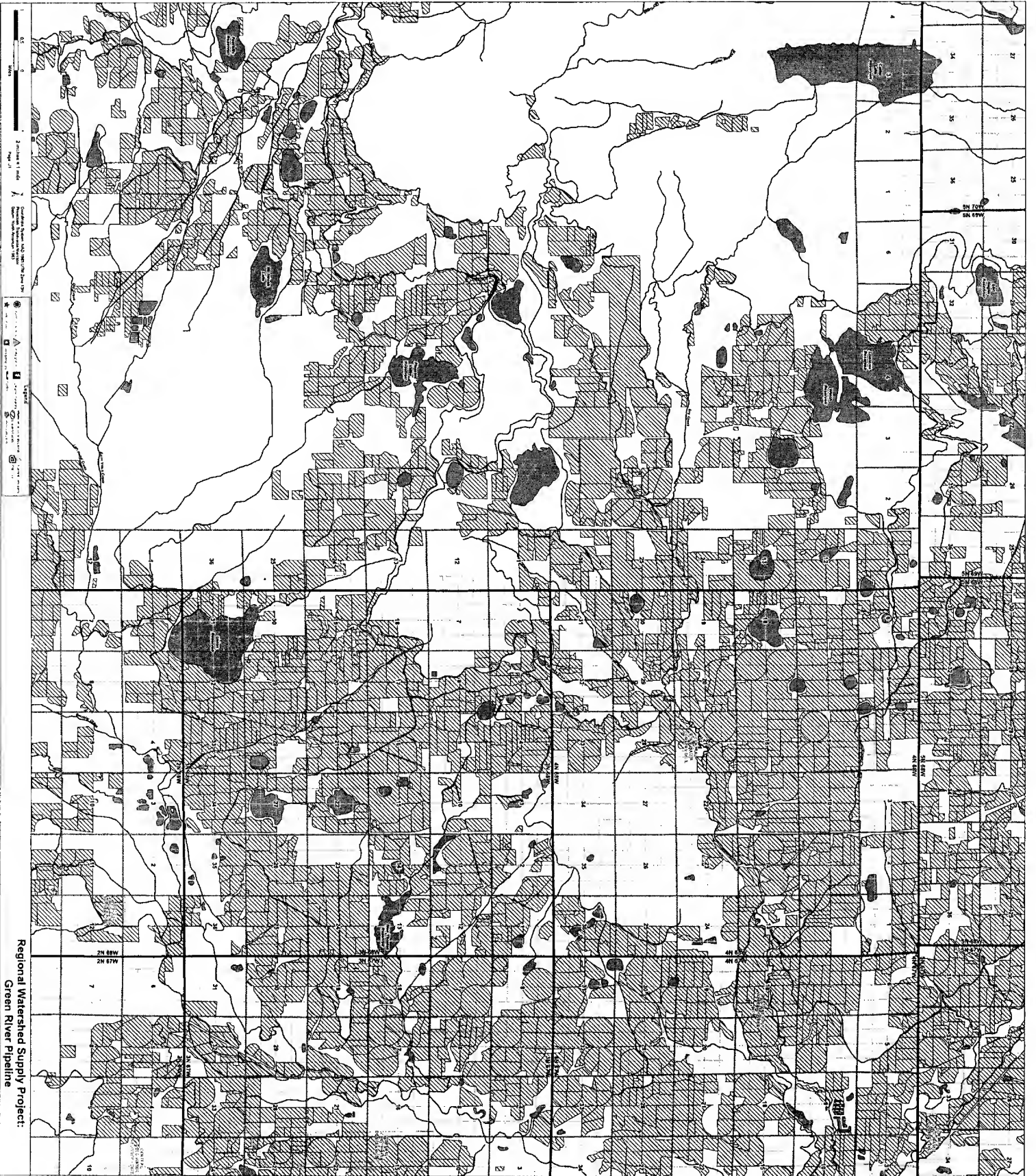
Regional Watershed Supply Project:
Green River Pipeline



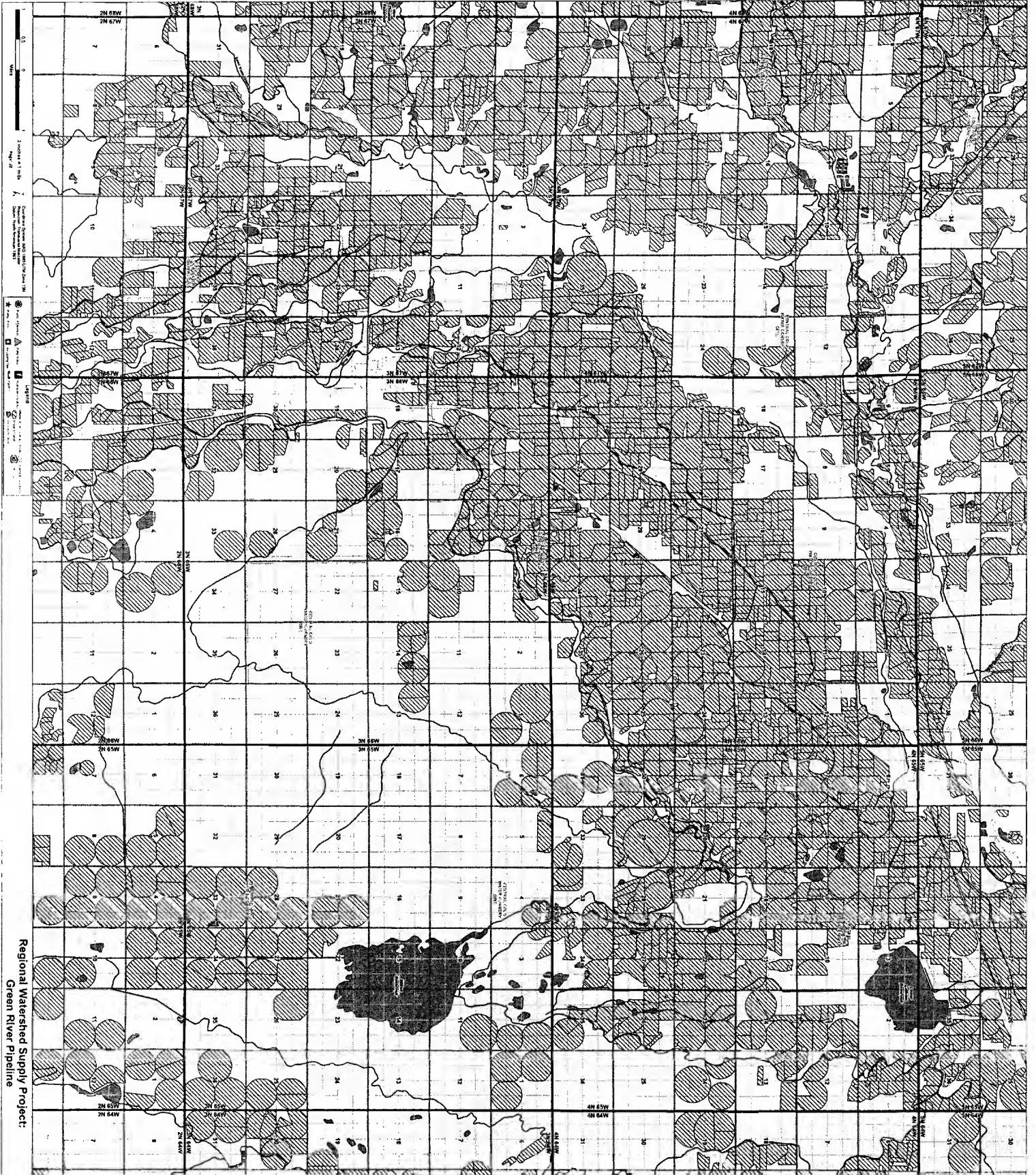


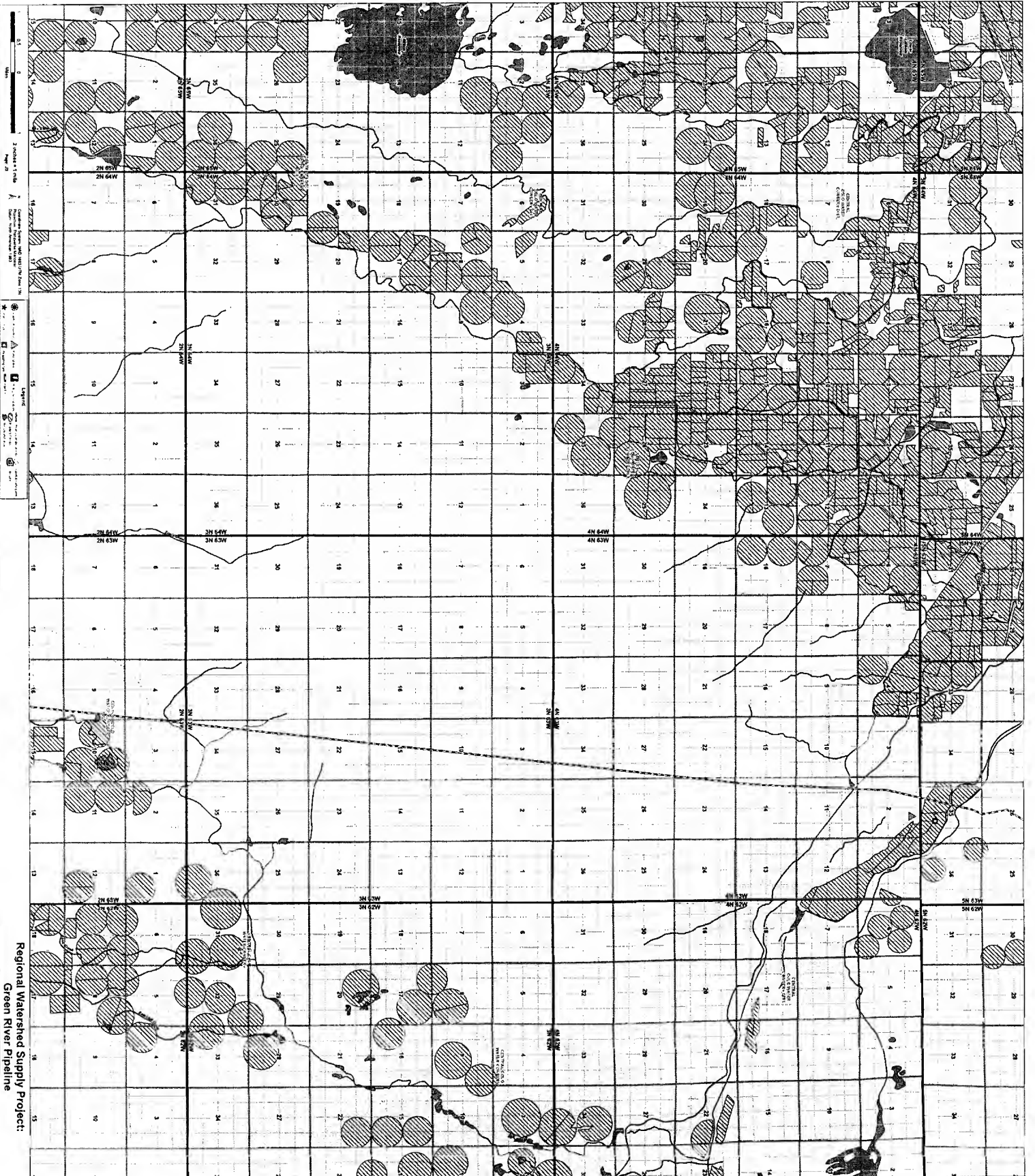


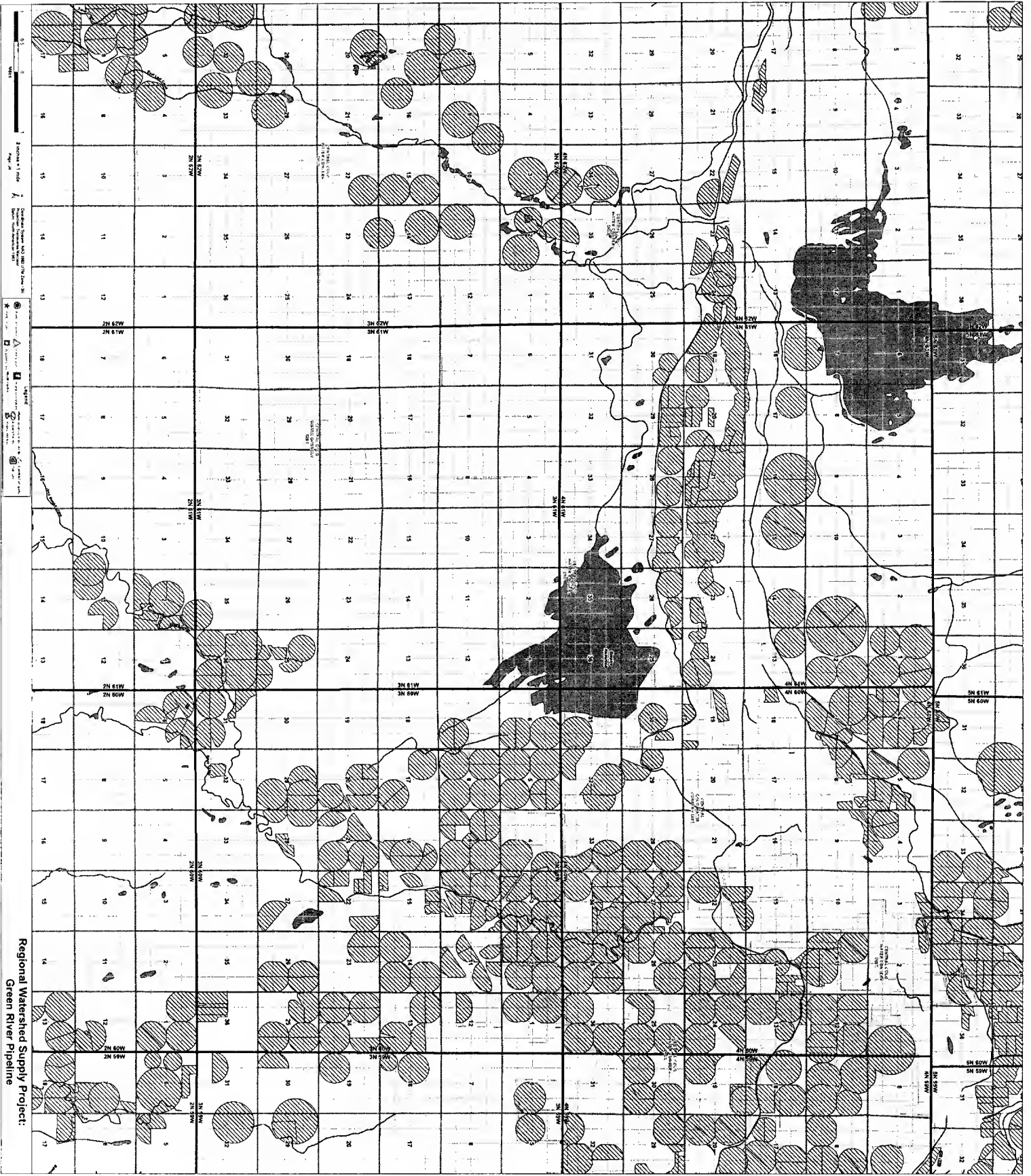




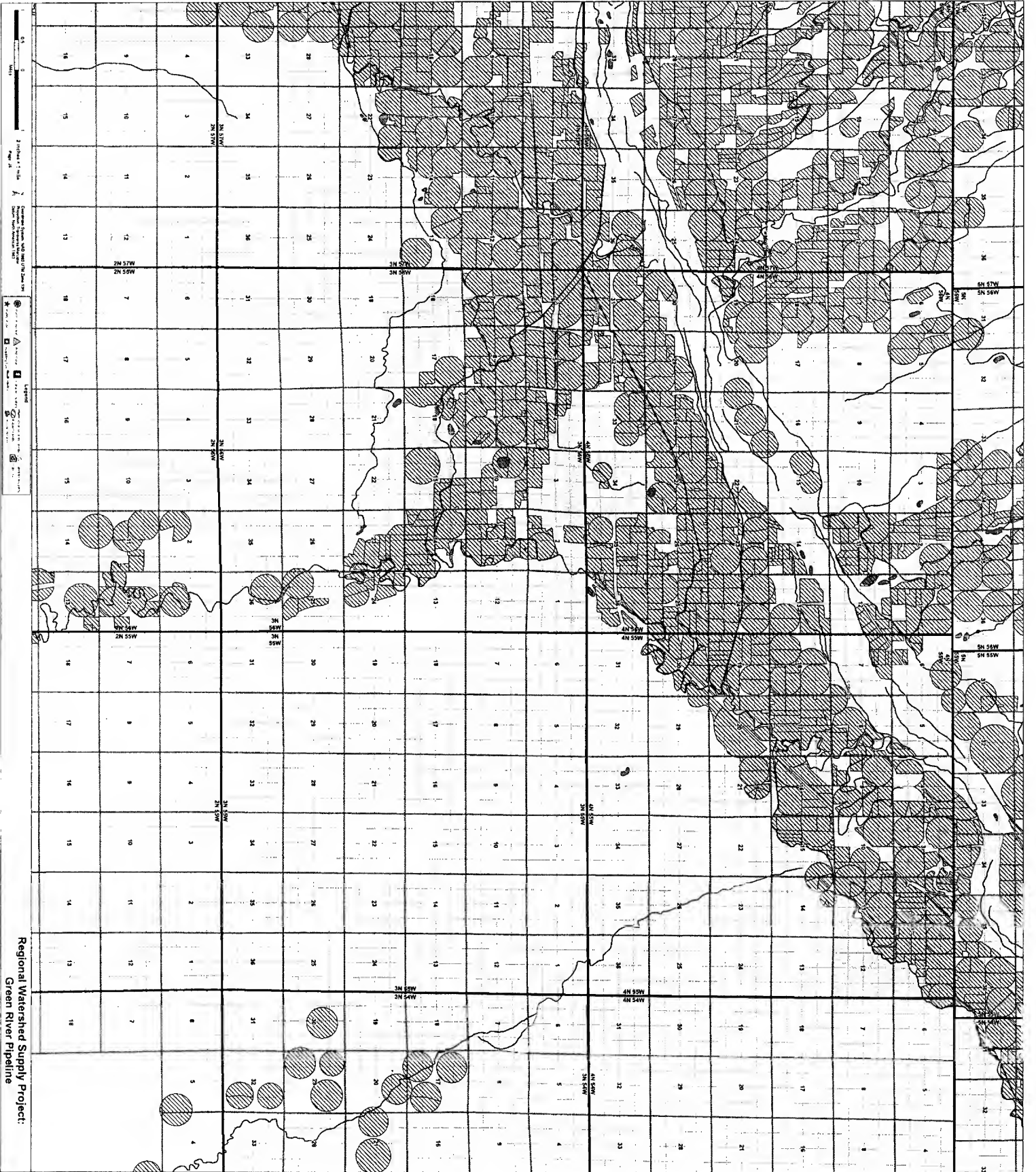
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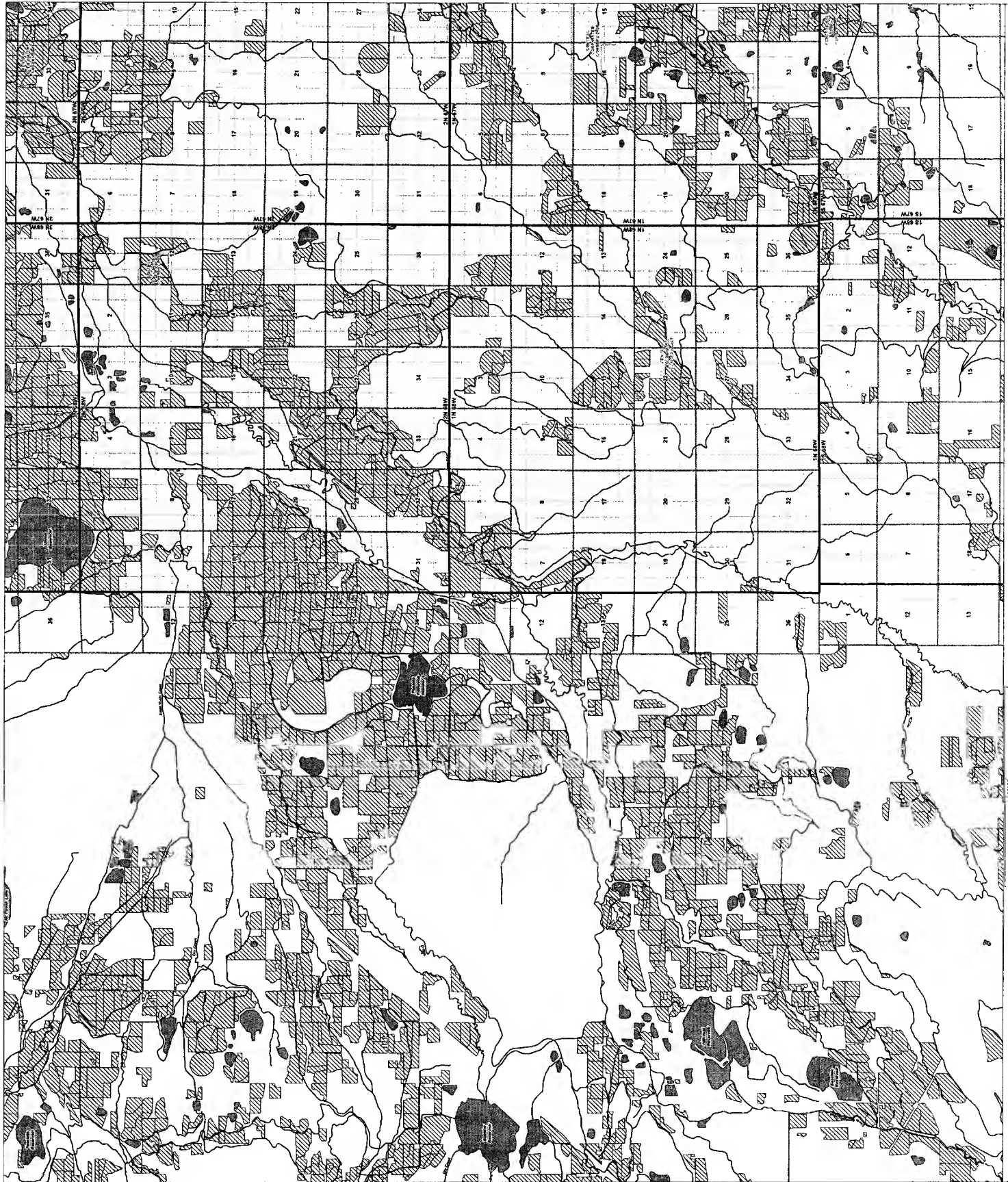


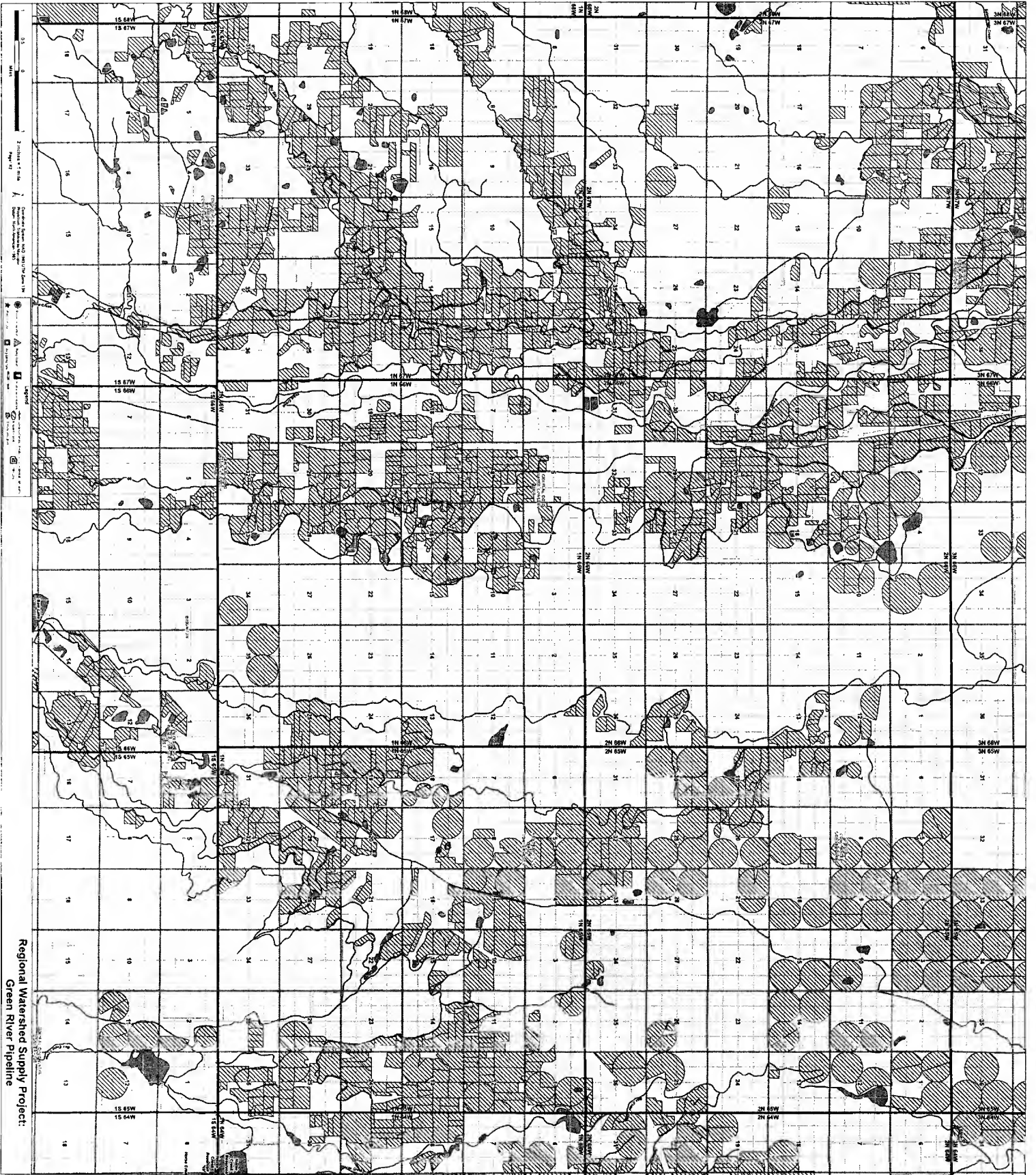


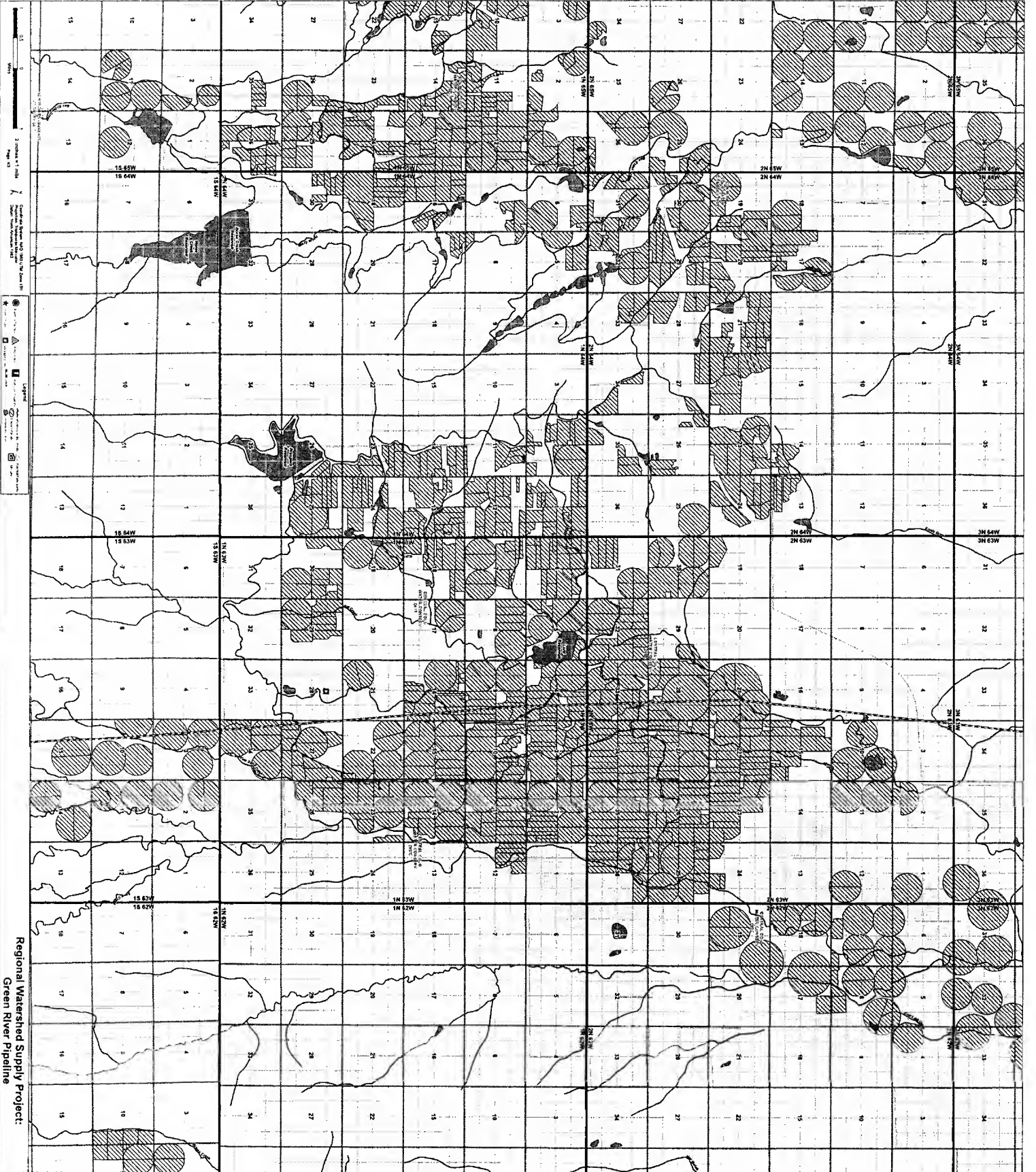
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Green River Pipeline

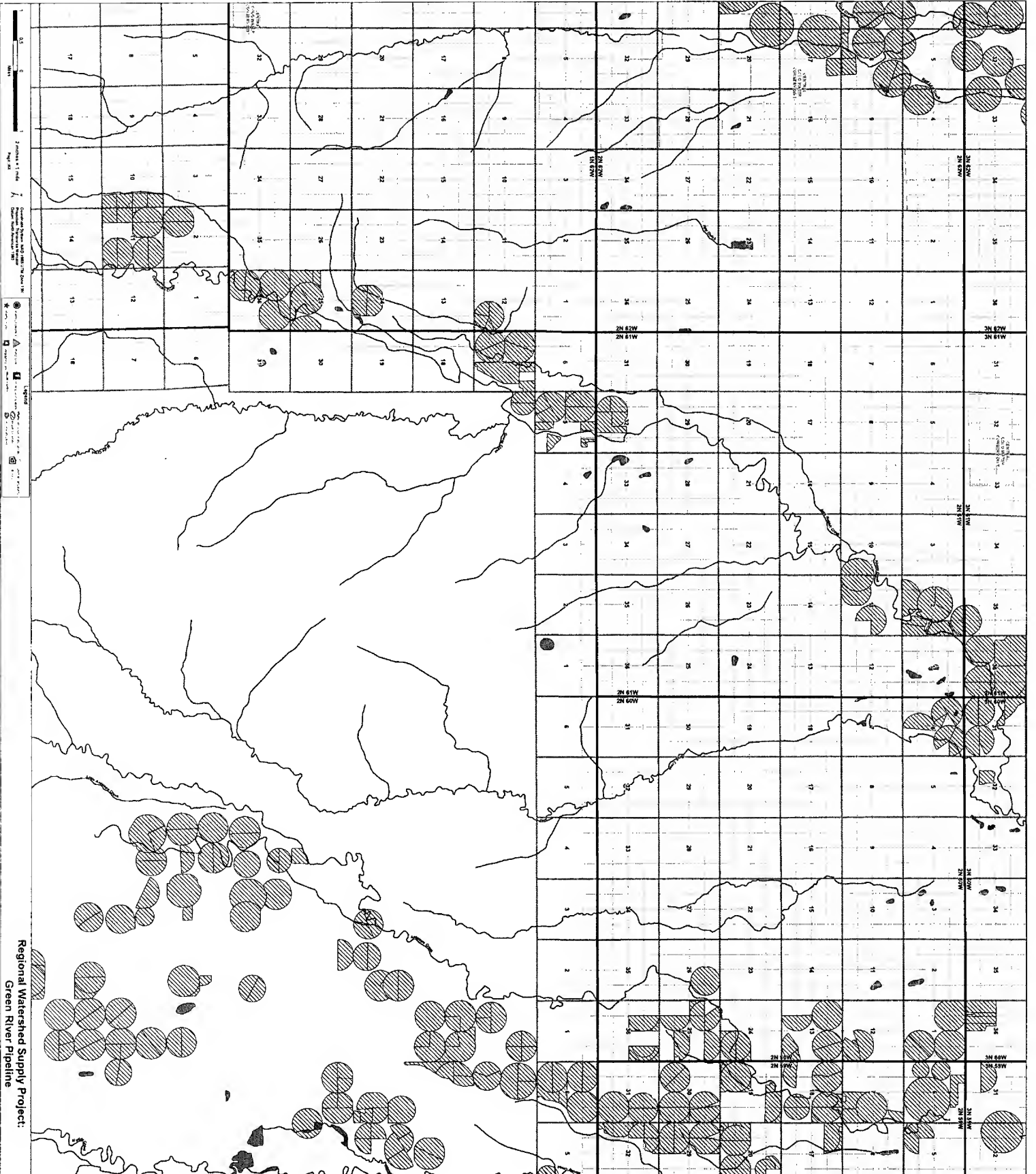


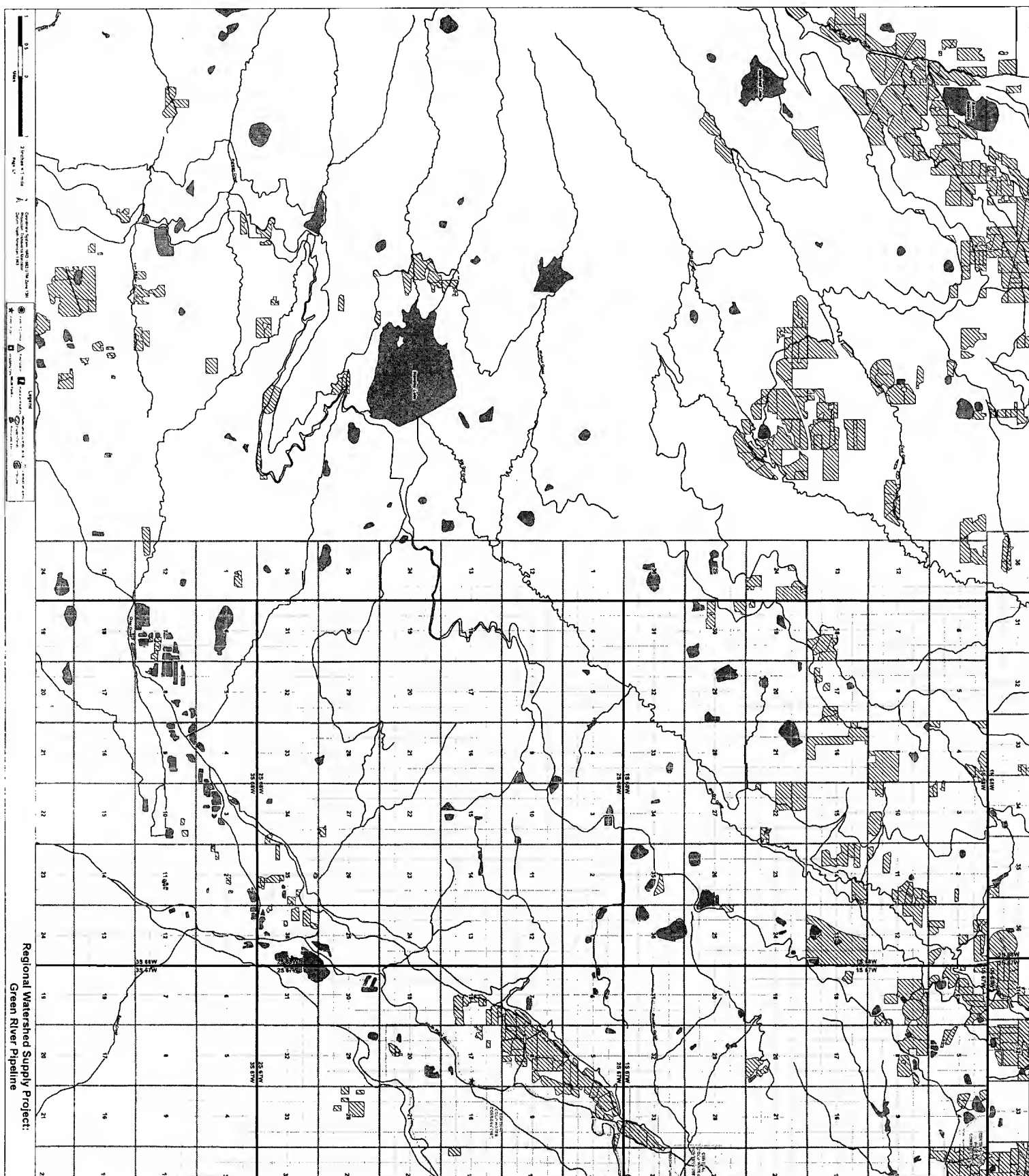
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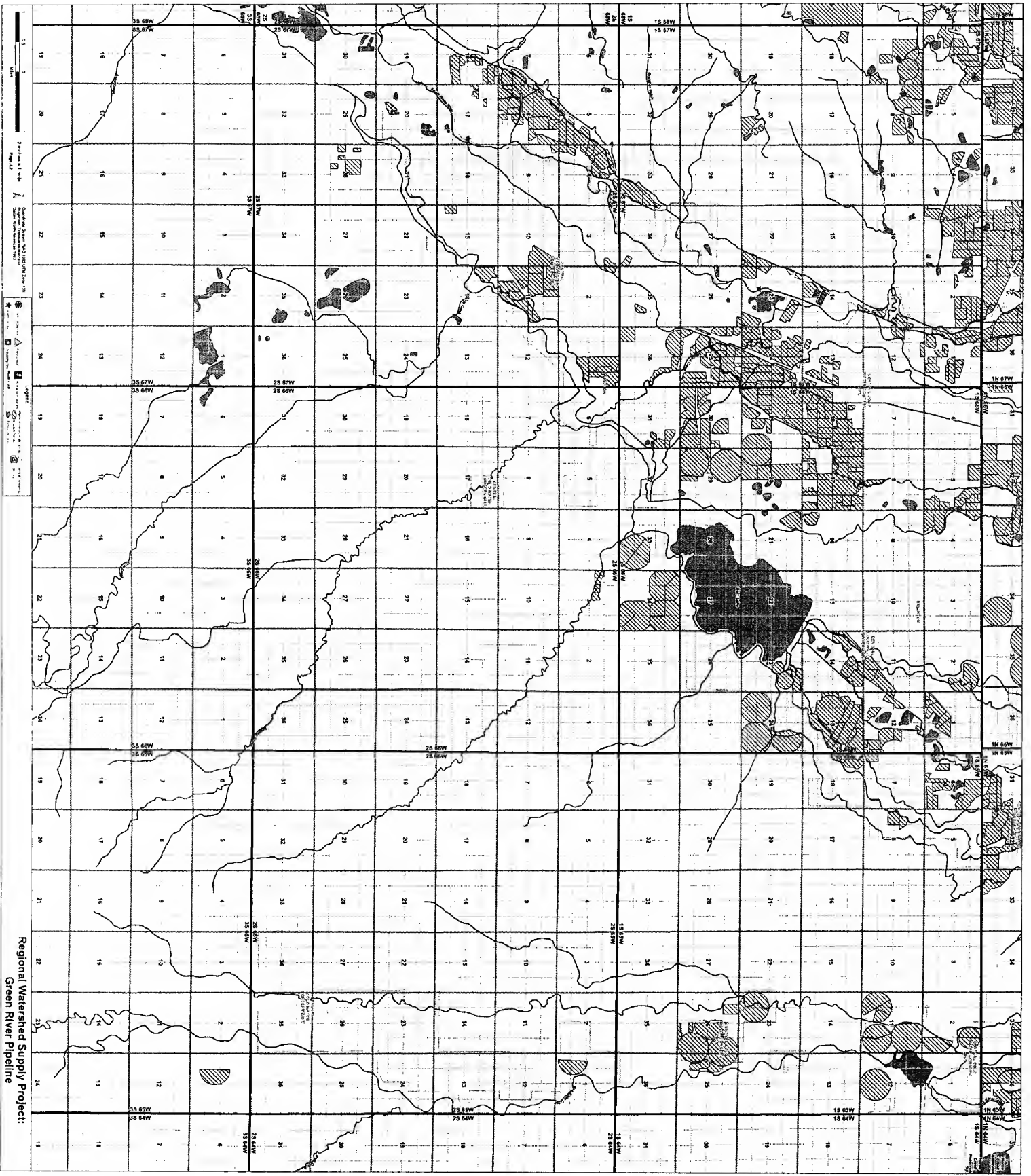




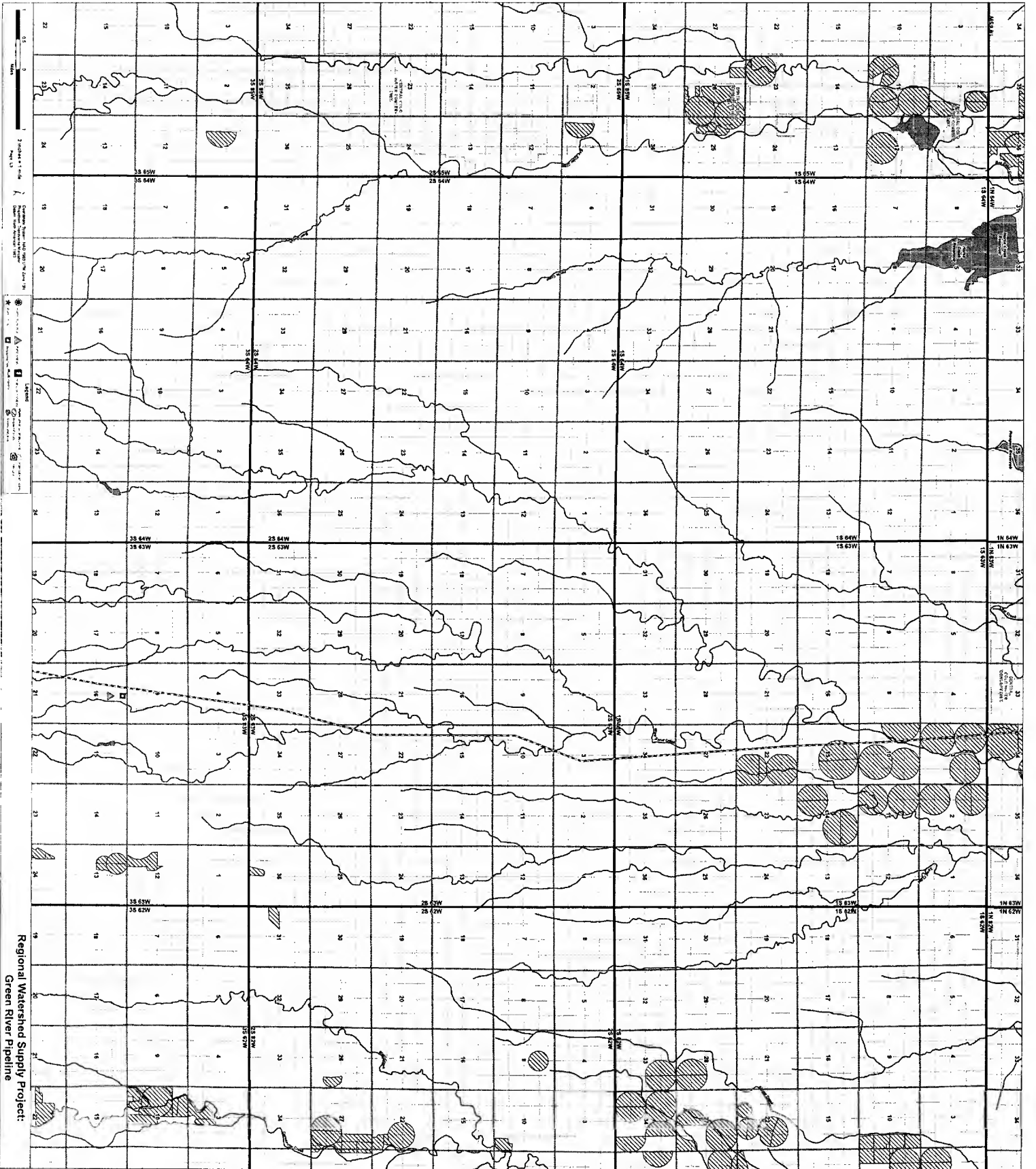


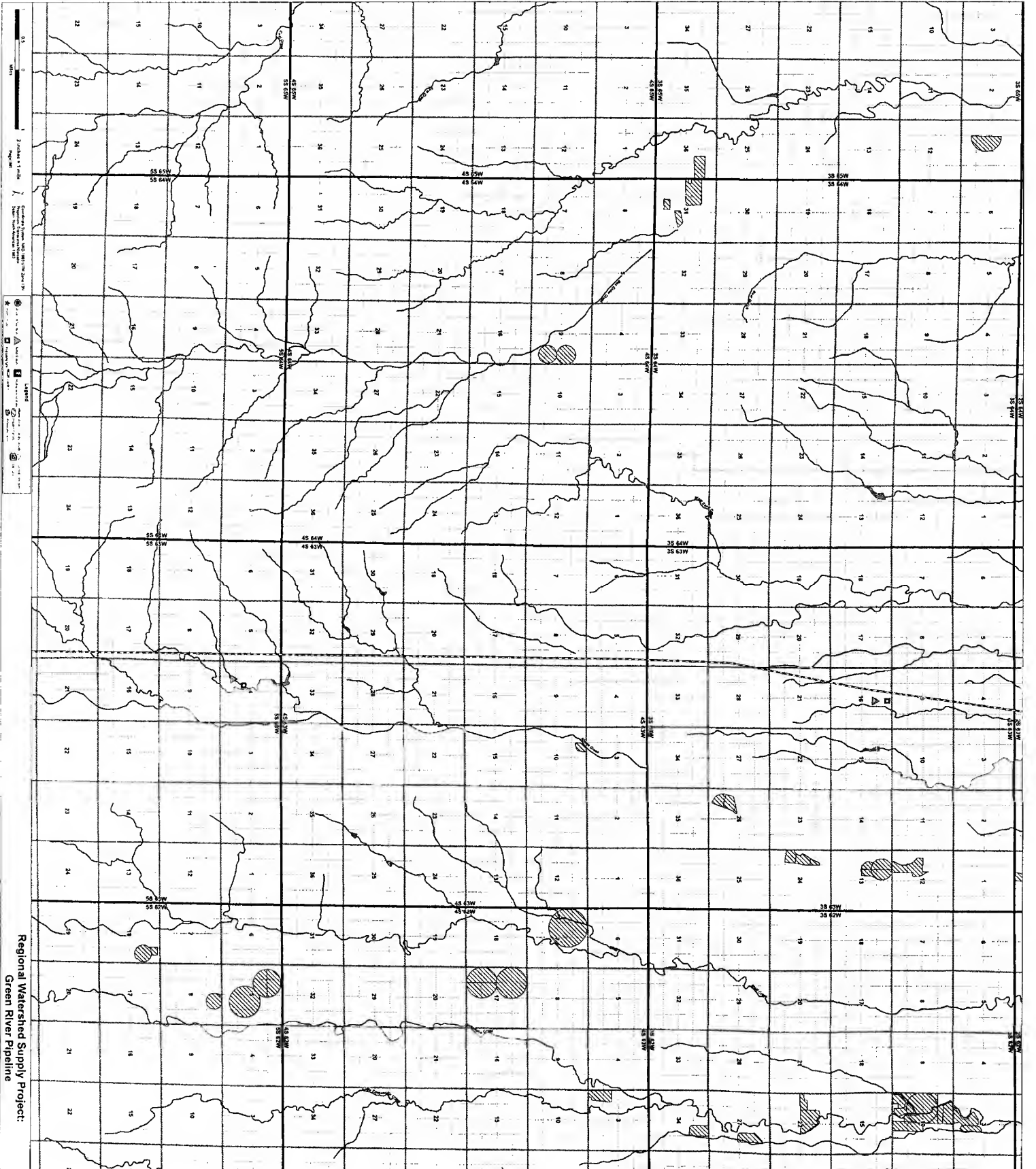


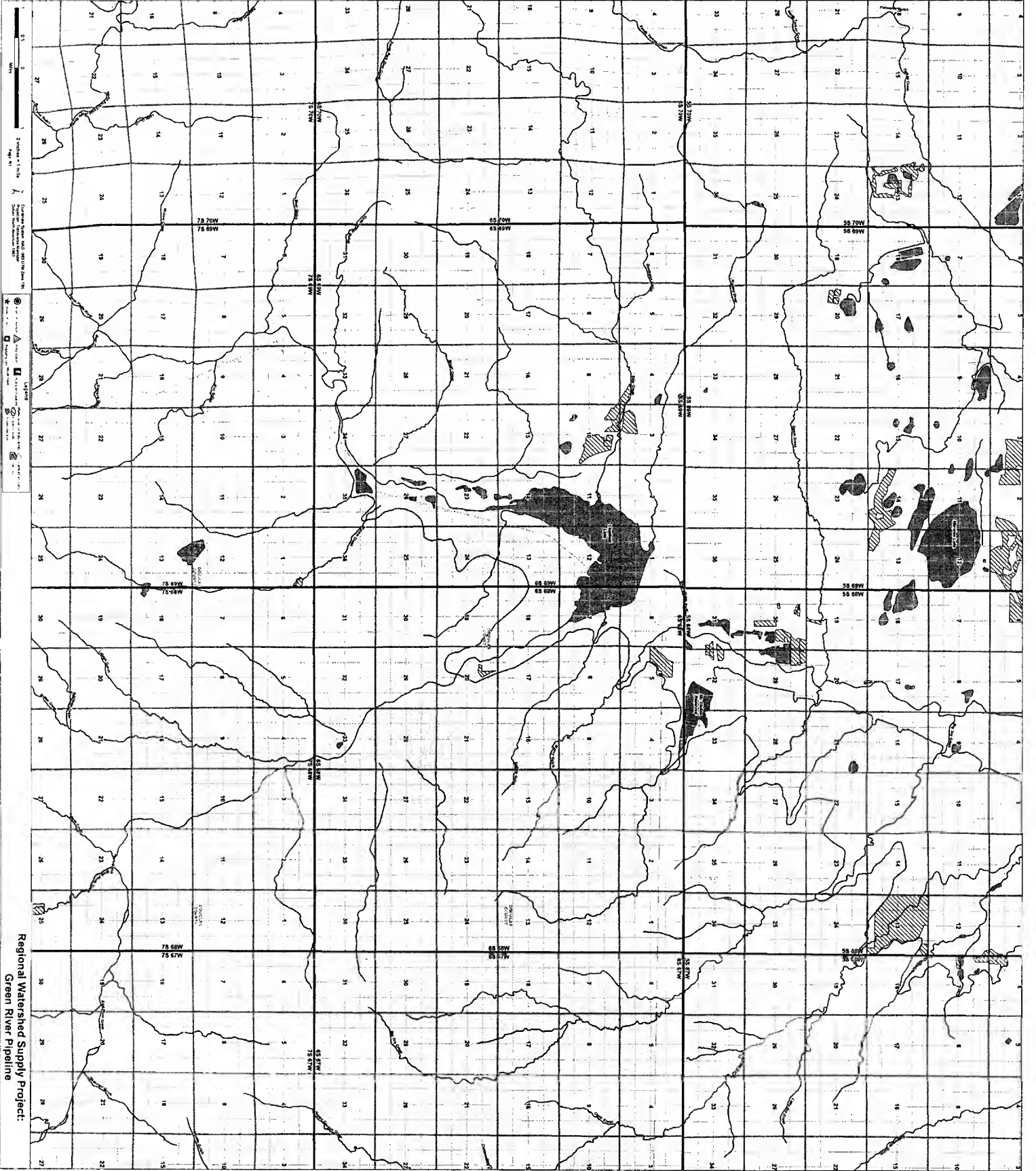




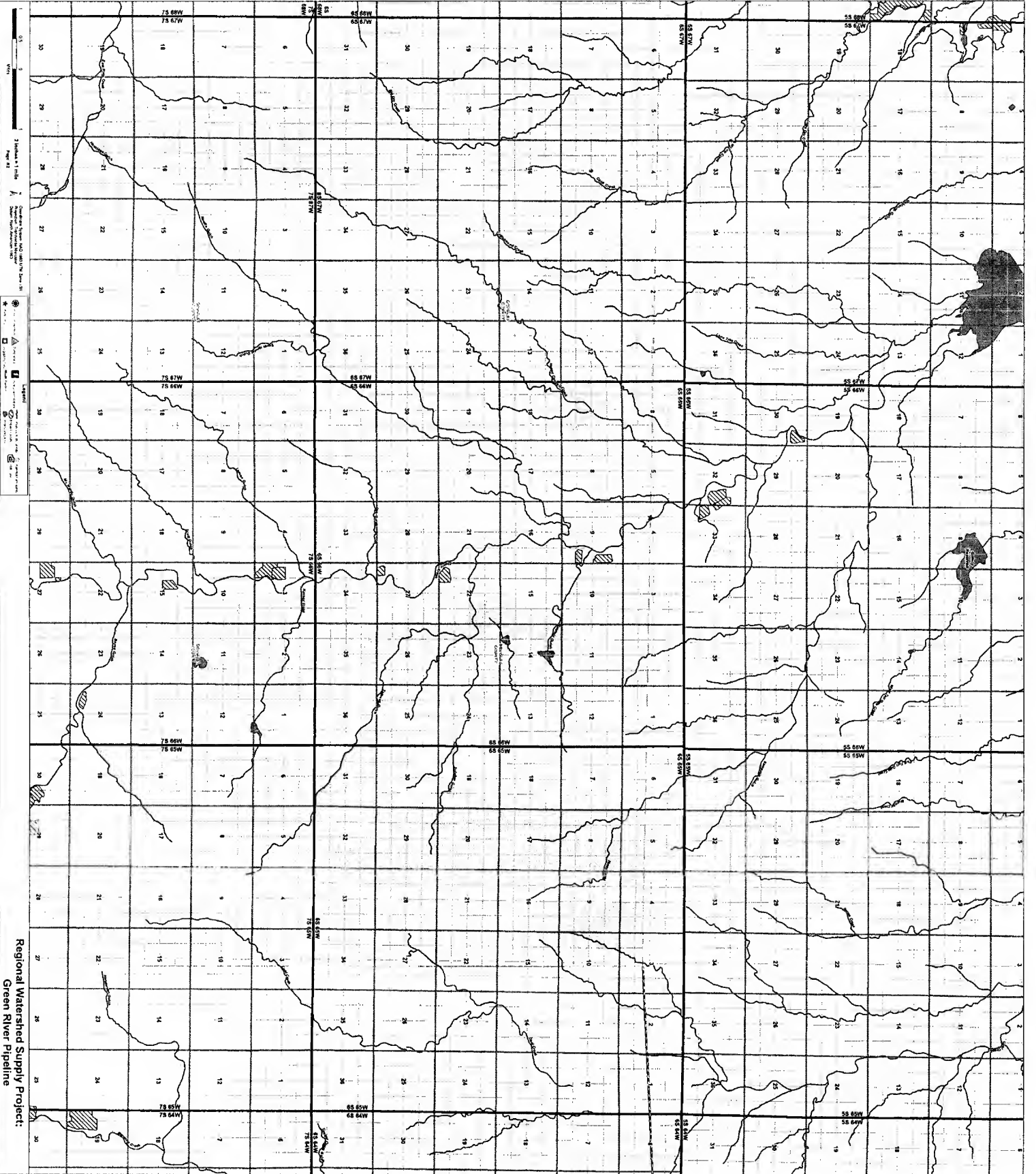
Regional Watershed Supply Project:
Green River Pipeline



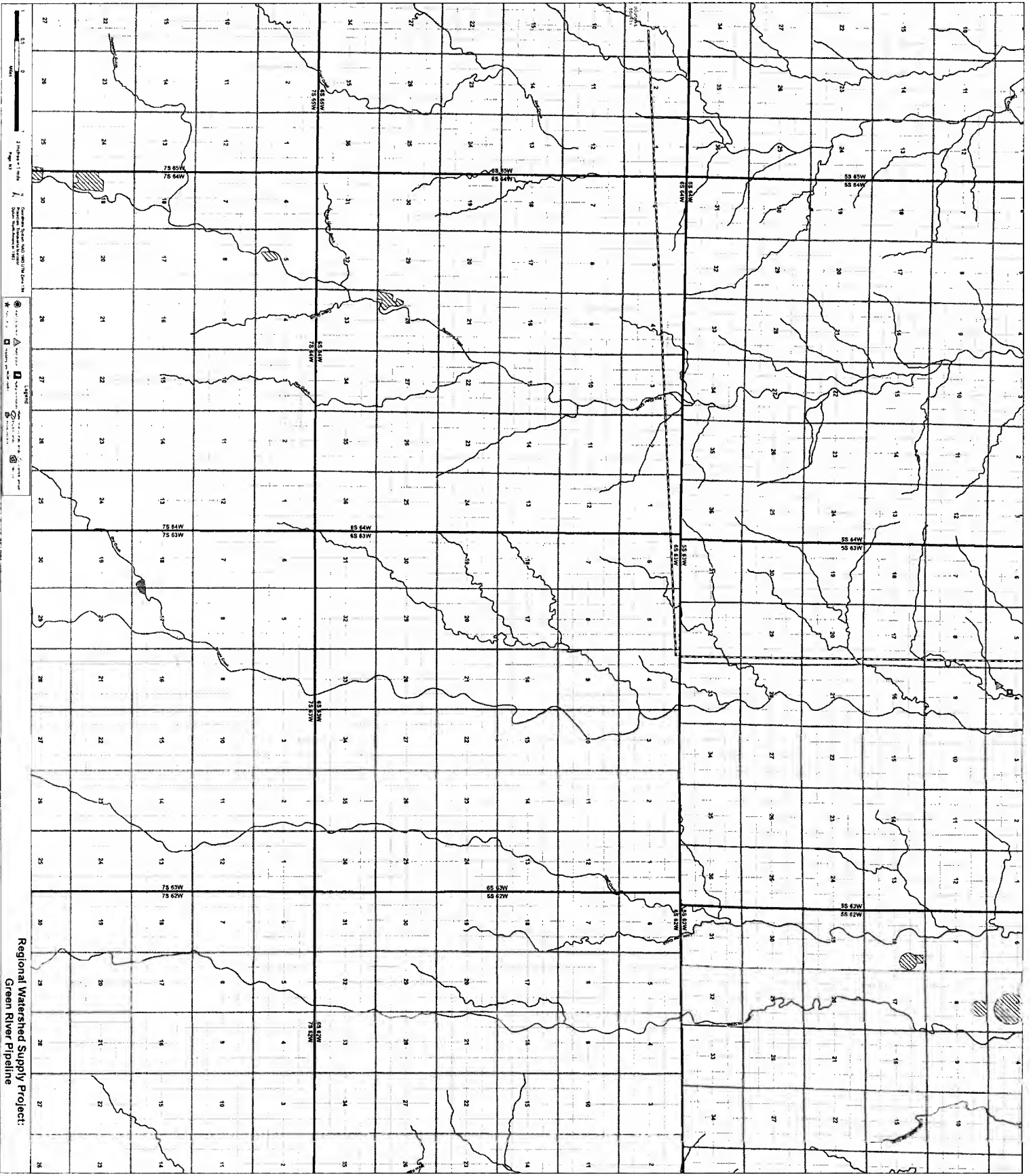


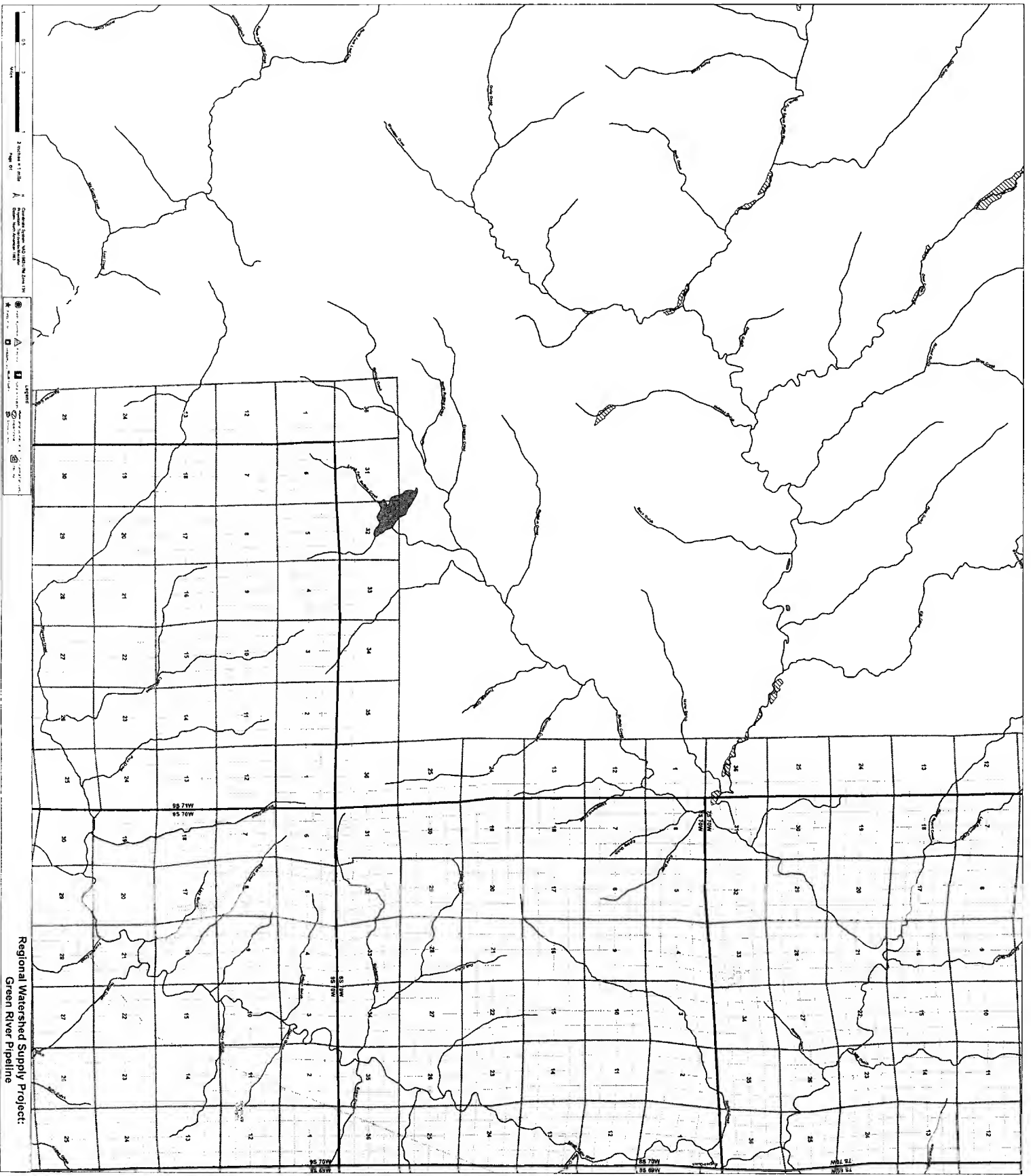


Regional Watershed Supply Project:
Green River Pipeline

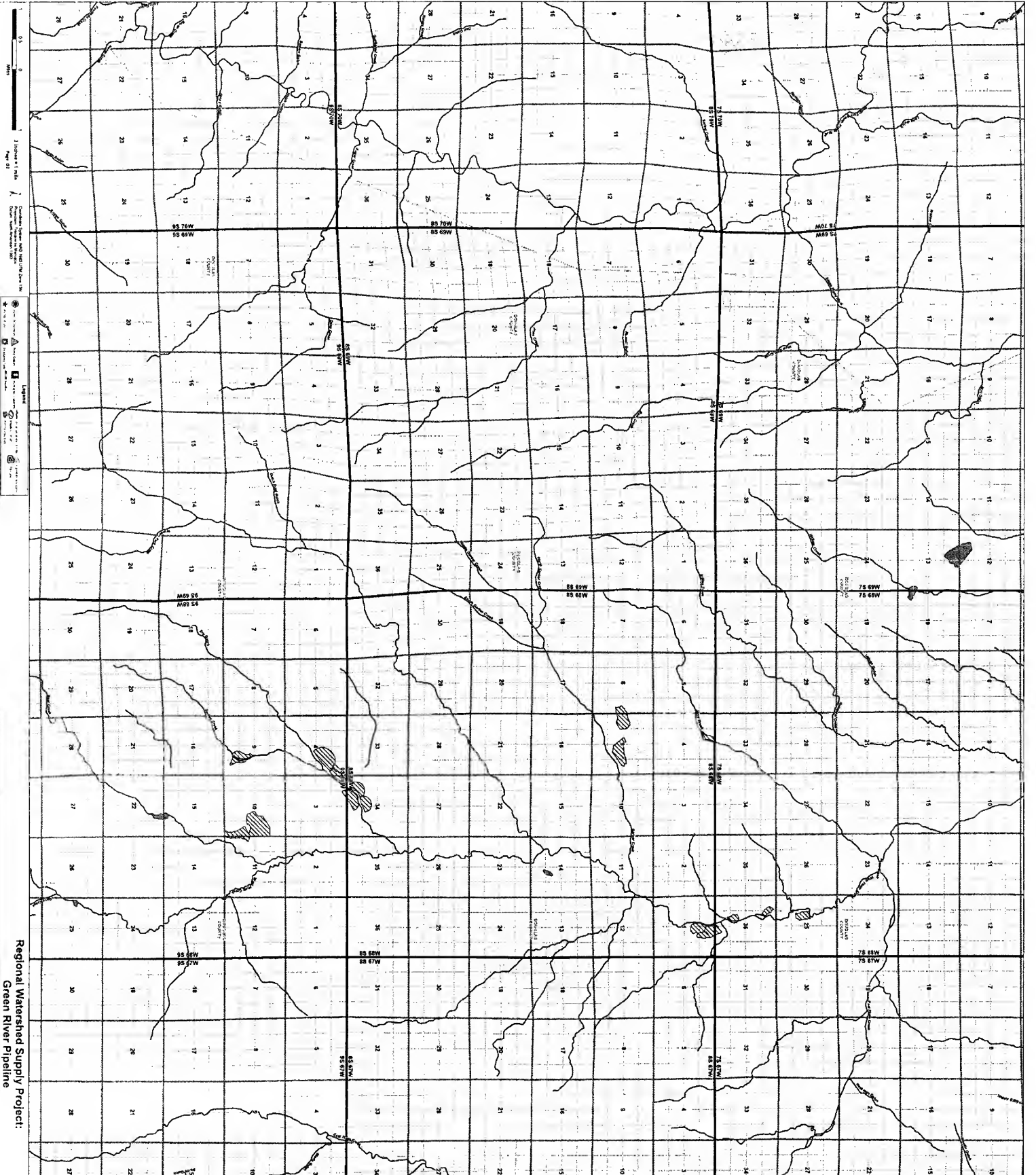


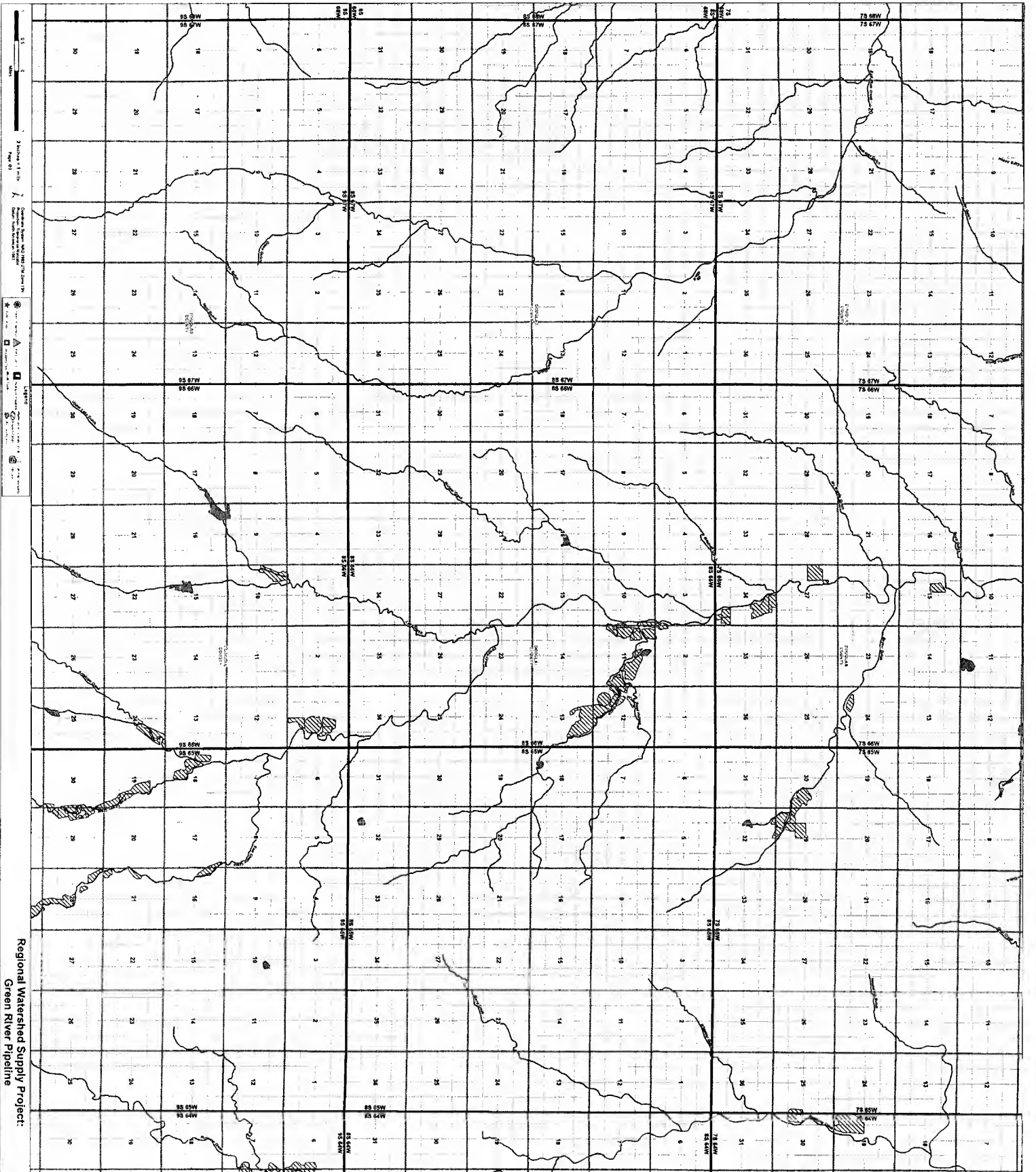
Regional Watershed Supply Project:
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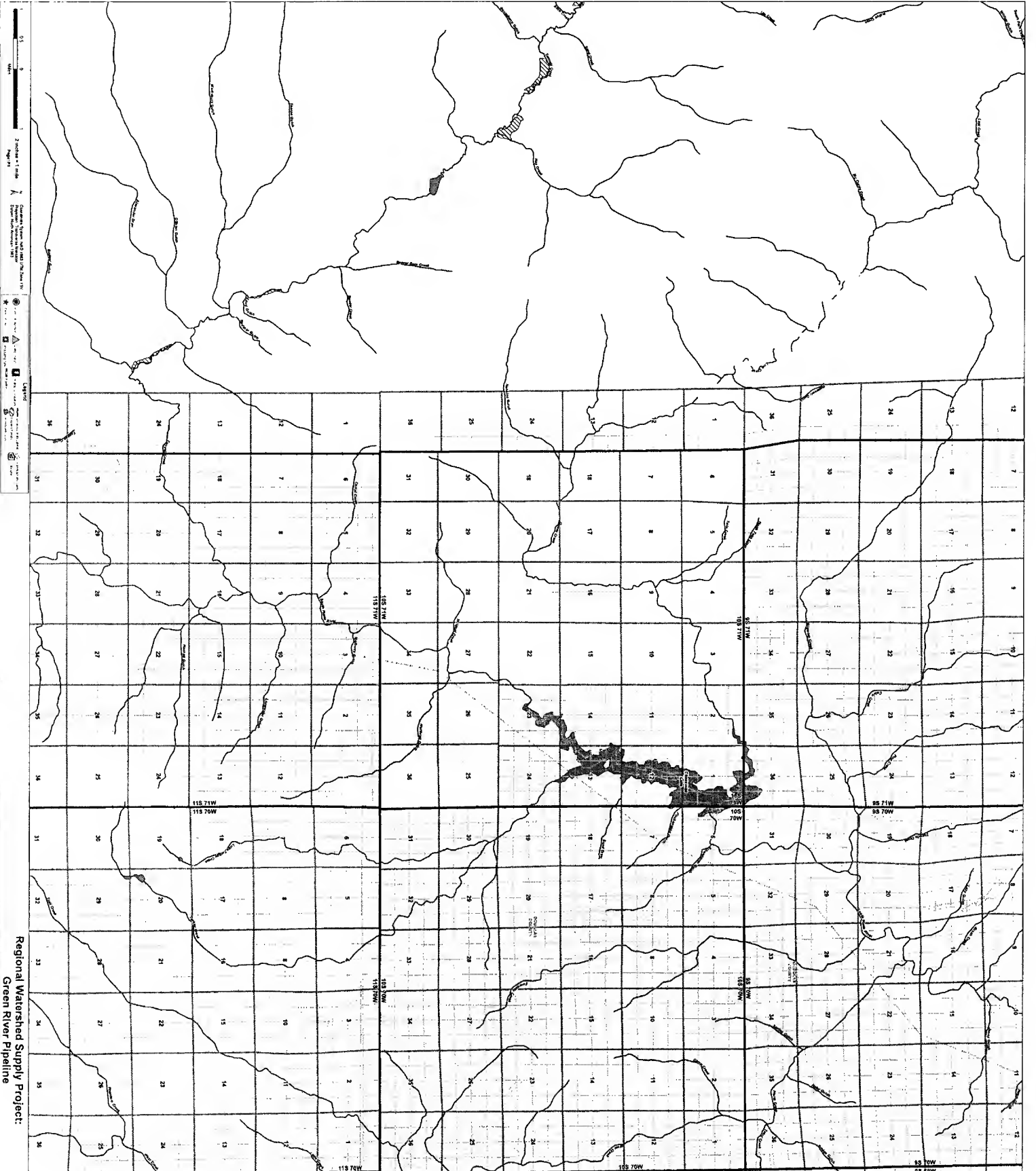


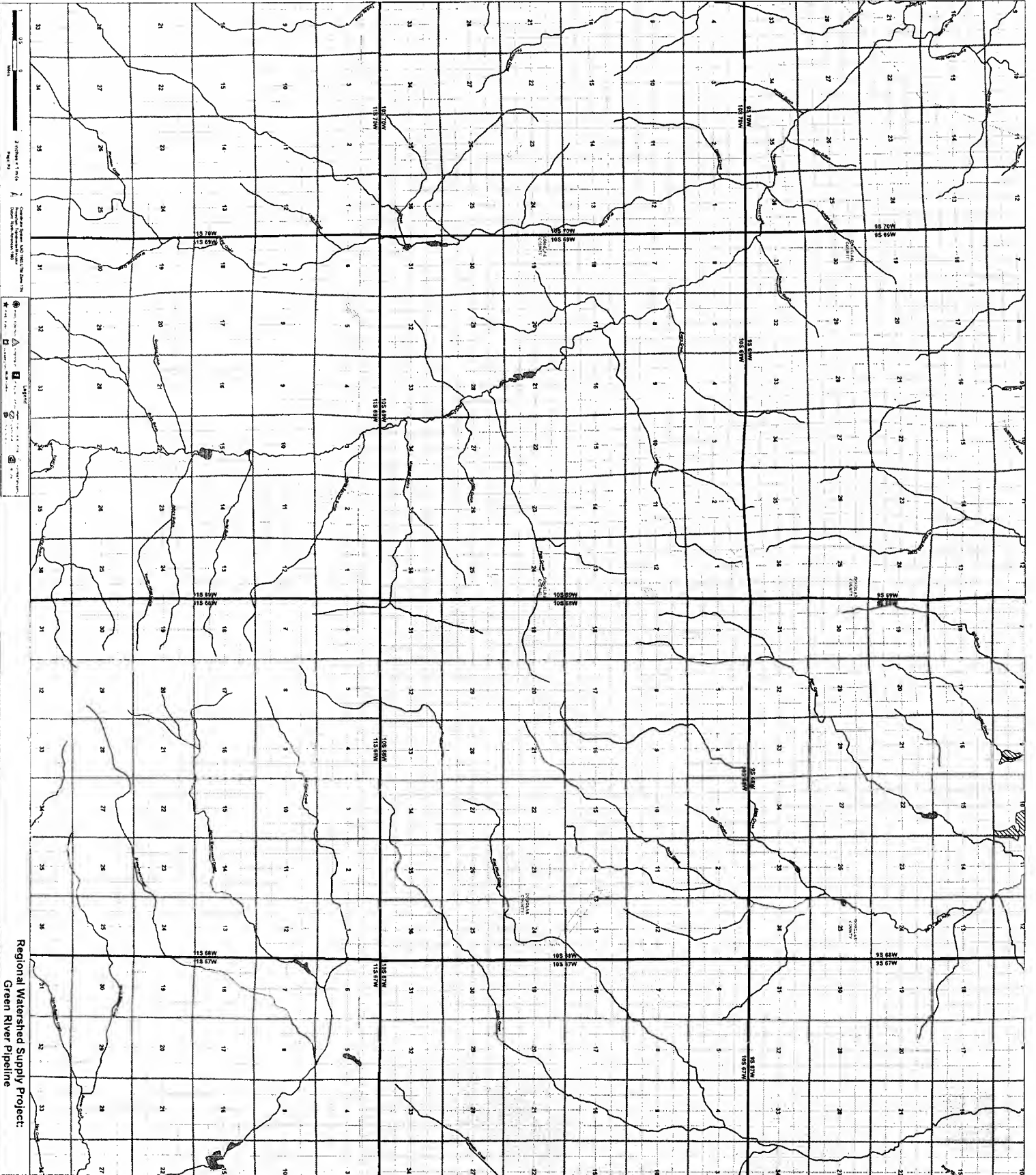


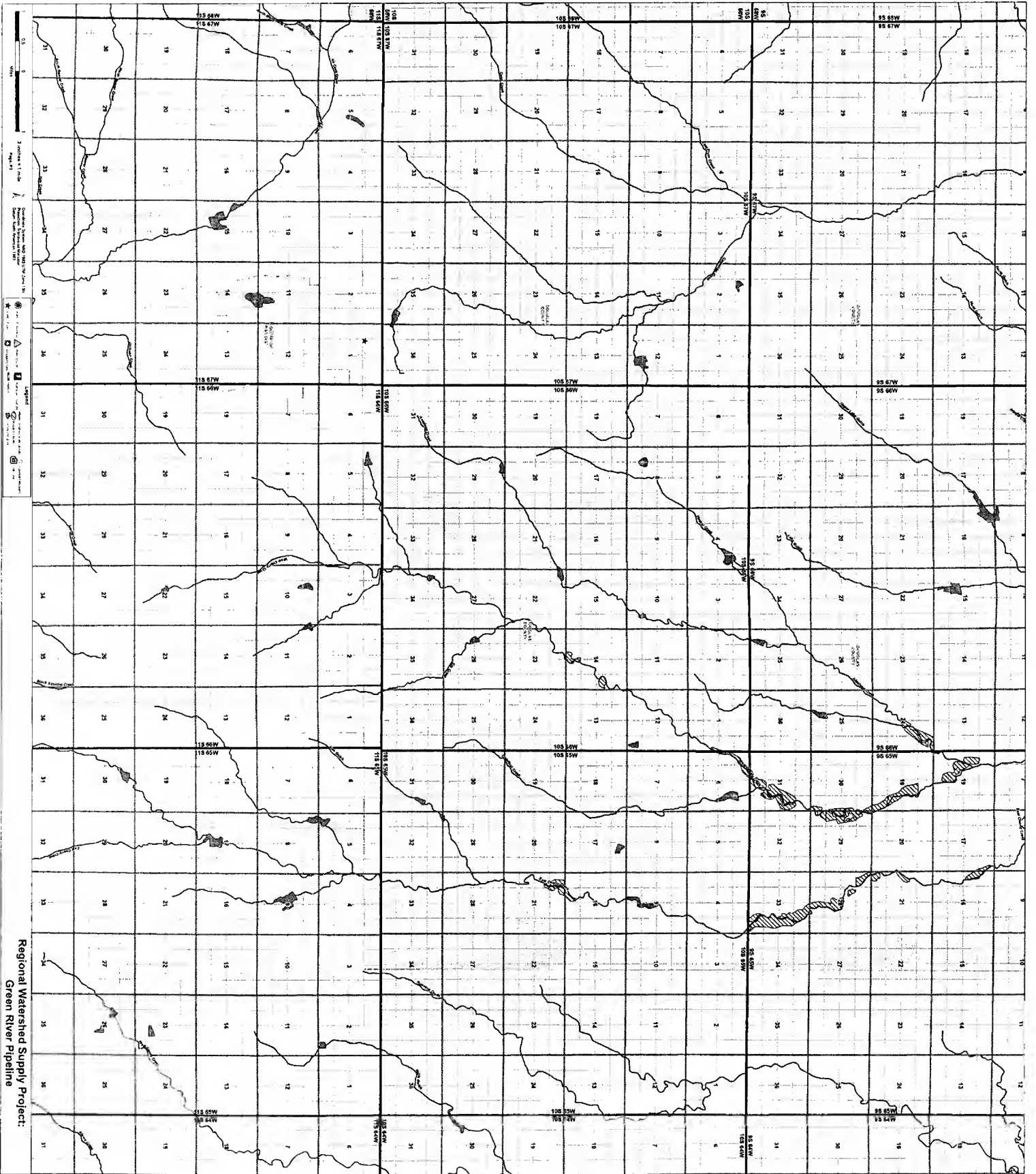
Regional Watershed Supply Project:
Green River Pipeline











HISTORIC PROPERTY EFFECT EVALUATION

UTAH DIVISION OF WATER RIGHTS

In accordance with Sec. 9-8-404, Utah Code Annotated, before approving any undertaking the Division must take into account the effect of the undertaking on historic properties and provide the State Historic Preservation officer with a written evaluation.

Project Number (Water Right, Non-Production Well, or Dam Application Number) : _____

Project Location : Section 31 Township 2 N Range 25 E Base & Meridian SLBM

Project Description: If the accompanying application is approved, what physical effects will occur to the land surface (i.e. buildings, pipelines, roads, wells, etc.)?

- Water pumping stations and associated buildings
- Pipelines (water)
- Power lines

Describe any historic properties that you are aware could be effected by the proposed project.

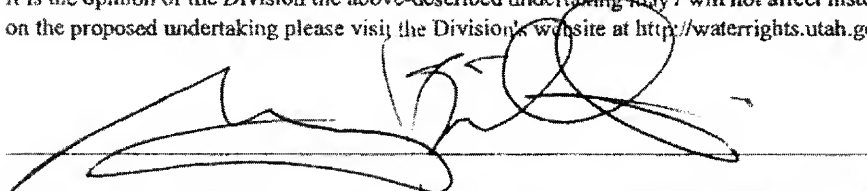
None

Describe any historic property survey you are aware has been conducted at or near the site where the proposed project is to occur.

None

Is there a federal or state connection to this project that has/will require a historic property evaluation? Y N

It is the opinion of the Division the above-described undertaking may / will not affect historic property. For additional information on the proposed undertaking please visit the Division's website at <http://waterrights.utah.gov> or call 801-538-7240.



1/2/2018
Date



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www.stoel.com

RICHARD R. HALL
D. 801-578-6960
richard.hall@stoel.com

December 29, 2017

**BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Utah Division of Water Rights
1594 W. North Temple, Suite 220
PO Box 146300
Salt Lake City, UT 84114-6300

Re: Water Horse Resources, LLC – Water Right Export Application

Dear Madam or Sir:

Please find enclosed the water right export application submitted by Water Horse Resources, LLC. A check for \$1,000.00 will be provided directly by Water Horse Resources by separate letter to cover the filing fee. The historic property form is also included within this filing.

As directed by the Division, due to the absence of a form for export applications, this export application has been submitted on the Application to Appropriate Water form

Please do not hesitate to contact me at (801) 578-6960 if you have any questions. I appreciate your help on this matter.

Best regards,

A handwritten signature in dark ink, appearing to read "Richard R. Hall", written in a cursive style.

Richard R. Hall

Enclosures